

25.

By Legislators Maffucci and Yudelson

Intro. No. _____

RESOLUTION NO. _____ OF 2025

AUTHORIZING TWO SETTLEMENT AGREEMENTS IN OPIOID-RELATED LITIGATION (*IN RE: PURDUE PHARMA L.P., ET AL.*, CASE NO. 19-23649, U.S. BANKRUPTCY COURT FOR THE SOUTHERN DISTRICT OF NEW YORK; AND *IN RE NATIONAL PRESCRIPTION OPIATE LITIGATION*, MDL NO. 2804, U.S. DISTRICT COURT FOR THE NORTHERN DISTRICT OF OHIO).

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Legislature hereby authorizes the settlement and release of the County's claims against Purdue Pharma, L.P, the Sackler Family, and their affiliated debtors in *In re: Purdue Pharma L.P., et al.*, U.S. Bankruptcy Court for the Southern District of New York, Case No. 19-23649.

Section 2. The Legislature hereby authorizes the settlement and release of the County's claims against Alvogen, Inc., Apotex Corp., Amneal Pharmaceuticals LLC, Hikma Pharmaceuticals USA Inc., Indivior Inc., Viartis Inc. ("Mylan"), Sun Pharmaceutical Industries, Inc., Zydus Pharmaceuticals (USA) Inc., and their affiliates in *In re National Prescription Opiate Litigation*, U.S. District Court for the Northern District of Ohio, MDL No. 2804.

Section 3. The County Executive, or his designee, is hereby authorized to execute and deliver any and all documents necessary to effectuate such settlements.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 25-0324

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

October 9, 2025

OFFICIAL FILE COPY	
No.	<u>250324</u>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
URGENT	-L

To The Honorable
Monroe County Legislature
407 County Office Building
Rochester, New York 14614

Subject: Authorization to Enter into Two Settlement Agreements in Opioid-Related Litigation (*In re: Purdue Pharma L.P., et al.*, Case No. 19-23649, U.S. Bankruptcy Court for the Southern District of New York; and *In re National Prescription Opiate Litigation*, MDL No. 2804, U.S. District Court for the Northern District of Ohio).

Honorable Legislators:

I recommend that Your Honorable Body authorize two settlement agreements to recover funds from opioid manufacturers in connection with the bankruptcy proceedings of Purdue Pharma L.P. and its affiliated debtors (*In re: Purdue Pharma L.P., et al.*, Case No. 19-23649, U.S. Bankruptcy Court for the Southern District of New York) and the federal multidistrict litigation ("MDL") involving various secondary (generic) pharmaceutical manufacturers (*In re National Prescription Opiate Litigation*, MDL No. 2804, U.S. District Court for the Northern District of Ohio). Through these settlements, Monroe County will receive substantial funds to continue addressing the opioid crisis in our community.

Each of the two proposed settlements will provide substantial financial recovery to Monroe County. As with previous settlements in various opioid-related litigations, the funds recovered must be dedicated to combatting the opioid epidemic. Each settlement agreement contains a range of potential recoveries: the total amount the defendants are obligated to pay to New York State and New York municipalities is dependent on the level of participation by municipalities in the settlement agreement. In other words, both Monroe County and other municipalities across the State will receive more, and the defendants will pay more, if Monroe County and other counties across the State all adopt the proposed settlement.

Through the first settlement agreement, Monroe County will receive a settlement of up to \$5,650,697 from Purdue Pharma L.P. and the Sackler Family, (collectively, "Purdue"). Purdue will pay a total of more than \$240 million to New York State and New York municipalities over a 15-year period as compensation for the role Purdue played in exacerbating the opioid crisis by promoting opioid consumption and failing to prevent the diversion of prescription opioids.

Through the second settlement agreement, Monroe County will receive a settlement of up to \$914,435 from several secondary (generic) pharmaceutical manufacturers: Alvogen, Inc., Apotex Corp., Amneal Pharmaceuticals LLC, Hikma Pharmaceuticals USA Inc., Indivior Inc., Viatris Inc. ("Mylan"), Sun Pharmaceutical Industries, Inc., Zydus Pharmaceuticals (USA) Inc., and their affiliates (collectively, the "Secondary Manufacturers"). These manufacturers will pay a total of more than \$24 million to New York municipalities over a nine-year period as compensation for the role they played in exacerbating the opioid crisis by promoting opioid consumption and failing to prevent the diversion of prescription opioids.

Monroe County previously hired the law firm Simmons Hanly Conroy to act as outside counsel for the County in connection with these litigation matters. Simmons Hanly Conroy is strongly recommending that all of its clients join in these settlements. New York State is also involved in these litigations, and the New York Attorney General has approved these settlement agreements and recommends that municipalities join them. As noted above, the settlement agreements are structured such that all municipalities must promptly approve the agreements in order to receive the maximum amount. Monroe County's claims against other defendants in other ongoing opioid litigation, including against pharmaceutical benefits managers, remain pending, and it is possible that Monroe County will recover additional amounts from these defendants in the future.

The specific legislative actions required are:

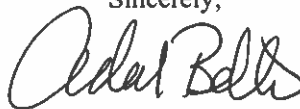
1. Authorize the settlement and release of the County's claims against Purdue Pharma L.P., the Sackler Family, and their affiliated debtors in *In re: Purdue Pharma L.P., et al.*, U.S. Bankruptcy Court for the Southern District of New York, Case No. 19-23649.
2. Authorize the settlement and release of the County's claims against Alvogen, Inc., Apotex Corp., Amneal Pharmaceuticals LLC, Hikma Pharmaceuticals USA Inc., Indivior Inc., Viatrix Inc. ("Mylan"), Sun Pharmaceutical Industries, Inc., Zydus Pharmaceuticals (USA) Inc., and their affiliates in *In re National Prescription Opiate Litigation*, U.S. District Court for the Northern District of Ohio, MDL No. 2804.
3. Authorize the County Executive, or his designee, to execute and deliver any and all documents necessary to effectuate such settlements.

The legislative action requested in this referral is not an "Action," as that term is defined in 6 NYCRR § 617.2(b), and is not subject to review under the State Environmental Quality Review Act.

These settlements are revenue generating and no net County support is required in the current Monroe County budget.

I recommend that this matter receive favorable action by Your Honorable Body. I request that this referral be considered in Executive Session, pursuant to Public Officer's Law § 105(1)(d).

Sincerely,



Adam J. Bello
Monroe County Executive

By Legislators _____ and _____

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