



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

April 13, 2026

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Committee Assignment	
URGENT	-L

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

Subject: Authorization to Enter into a Settlement Agreement in Opioid-Related Litigation
Concerning Six Regional Opioid Distributors and Dispensers

Honorable Legislators:

I recommend that Your Honorable Body authorize a settlement agreement to recover funds from six regional opioid distributors and dispensers in connection with the distribution and dispensing of prescription opioids. Through this settlement, Monroe County will receive additional funds to continue addressing the opioid crisis in our community.

The proposed settlement will provide additional financial recovery to Monroe County in connection with the opioid epidemic. As with previous settlements in various opioid-related litigations, the funds recovered must be dedicated to combatting the opioid epidemic.

Through the settlement agreement, Monroe County will receive a settlement of approximately \$88,590.77, and possibly up to approximately \$100,000 total, from six regional distributors and dispensers who are defendants in opioid-related litigation, specifically: Associated Pharmacies, Inc (and American Associated Pharmacies); J M Smith Corporation; Louisiana Wholesale Drug Company, Inc.; Morris and Dickson Co.; North Carolina Mutual Wholesale Drug Company, Inc.; and United Natural Foods, Inc. (including its subsidiaries SuperValu and Advantage Logistics). This one settlement agreement covers the combined settlement with these six defendants. The settlement will result in a one-time settlement payment to the County for the purpose of abating the opioid epidemic.

Monroe County previously hired the law firm Simmons Hanly Conroy to act as outside counsel for the County in connection with these and other opioid-related litigation matters. Simmons Hanly Conroy is strongly recommending that all of its clients join in this settlement. Unlike certain previous opioid-related settlement agreements, this proposed settlement does not include State Attorneys General or any amount allocated broadly to a state. Rather, this settlement provides that settlement funds to be distributed directly to eligible entities, like Monroe County, that participate in the settlement agreement.

Similar to other settlements, however, the participation rate among eligible entities, like Monroe County, will be used to determine whether the settlement moves forward. There must be sufficient participation among eligible entities for the settlements with each of these six defendants to move forward in this single settlement arrangement. Additionally, as noted in connection with previous settlement agreements, Monroe County's claims against other defendants in other ongoing opioid-related litigation, including against pharmaceutical benefits managers, remain pending, and it is possible that Monroe County will recover additional amounts from other defendants in the future.

The specific legislative actions required are:

1. Authorize the settlement and release of the County's prospective claims against Associated Pharmacies, Inc (and American Associated Pharmacies); J M Smith Corporation; Louisiana Wholesale Drug Company, Inc.; Morris and Dickson Co.; North Carolina Mutual Wholesale Drug Company, Inc.; and United Natural Foods, Inc. (including its subsidiaries SuperValu and Advantage Logistics) that could be brought as part of the County's pending opioid claims, including but not limited to *Monroe County v. Purdue Pharma, Inc., et al.*, pending in the Supreme Court of State of New York, Suffolk County, at Case No. 400017/2018.
2. 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 Hasman and Maffucci

Intro. No. _____

RESOLUTION NO. _____ OF 2026

AUTHORIZING A SETTLEMENT AGREEMENT IN OPIOID-RELATED LITIGATION CONCERNING SIX REGIONAL OPIOID DISTRIBUTORS AND DISPENSERS

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 prospective claims against Associated Pharmacies, Inc (and American Associated Pharmacies); J M Smith Corporation; Louisiana Wholesale Drug Company, Inc.; Morris and Dickson Co.; North Carolina Mutual Wholesale Drug Company, Inc.; and United Natural Foods, Inc. (including its subsidiaries SuperValu and Advantage Logistics) that could be brought as part of the County's pending opioid claims, including but not limited to *Monroe County v. Purdue Pharma, Inc., et al.*, pending in the Supreme Court of State of New York, Suffolk County, at Case No. 400017/2018.

Section 2. The County Executive, or his designee, is hereby authorized to execute and deliver any and all documents necessary to effectuate such settlement.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 26-_____

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____