



County of Santa Barbara

BOARD OF SUPERVISORS

Minute Order

December 14, 2021

Present: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino

COUNTY COUNSEL

File Reference No. 21-01102

RE: Consider recommendations regarding an Adoption of a Resolution Authorizing County Counsel to Partially Settle the litigation County of Santa Barbara v. Purdue Pharma, et al. (Case No. 1:17-MD-2804), as follows:

a) Adopt a Resolution that approves and authorizes County Counsel or her designee to execute the following agreements to partially settle the litigation County of Santa Barbara and the People of the State of California v. Purdue Pharma, et al. (Case No. 1:17-MD-2804):

i) Settlement Participation Forms with opioid manufacturers and distributors Amerisource Bergen Corporation, Cardinal Health, Inc., McKesson Corporation, and Janssen Pharmaceuticals, doing business as Johnson and Johnson, and waive all claims against these defendants for their conduct complained of in the litigation;

ii) The California State Subdivision Agreement, which shall enable the County of Santa Barbara to receive and direct the use of a portion of settlement funds distributed to the State of California for approved opioid abatement activities; and

iii) The Backstop Agreements, which will allow the County to pay the contingency fees of Outside Counsel Keller Rohrback from the recovered settlement funds in an amount not to exceed 15% of the County's recovery plus costs; and

b) Determine that the above action is not a project under the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines Sections 15378(b)(4) and 15378(b)(5) because it consists of government administrative or fiscal activities that will not result in direct or indirect physical changes in the environment.

A motion was made by Supervisor Hartmann, seconded by Supervisor Hart, that this matter be acted on as follows:

a) i) through iii) **Adopted; and**

RESOLUTION NO. 21-234

b) **Approved.**

The motion carried by the following vote:



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Ayes: 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Nelson, and Supervisor Lavagnino