

RESOLUTION NO. 2023-11

**VILLAGE OF YORKVILLE
RACINE COUNTY, WISCONSIN**

**RESOLUTION AUTHORIZING AND APPROVING THE EXECUTION AND
SUBMISSION OF PARTICIPATION FORMS RELATED TO THE TEVA, ALLERGAN,
WALGREENS, CVS, AND WALMART OPIOID SETTLEMENT BY THE VILLAGE
ADMINISTRATOR/CLERK OR PRESIDENT FOR THE VILLAGE OF YORKVILLE**

**THE VILLAGE BOARD OF THE VILLAGE OF YORKVILLE, RACINE COUNTY,
WISCONSIN, RESOLVES AS FOLLOWS:**

RECITALS

WHEREAS, in November of 2019, the Village Board authorized the Village to enter into an engagement agreement with Phipps Ortiz Talafuse LLC, previously operating under the name Phipps Deacon Purnell PLLC (the “Law Firm”) to pursue litigation against certain manufacturers, distributors, and retailers of opioid pharmaceuticals (the “Opioid Defendants”) in an effort to hold the Opioid Defendants financially responsible for the Village’s expenditure of vast money and resources to combat the opioid epidemic; and

WHEREAS, on behalf of the Village, the Law Firm filed a lawsuit against the Opioid Defendants; and

WHEREAS, the Law Firm filed similar lawsuits on behalf of other Wisconsin Municipalities in state court in Wisconsin but the Wisconsin cases were removed to federal court and are currently coordinated with thousands of other lawsuits filed against the same or substantially similar parties as the Opioid Defendants in the Northern District of Ohio, captioned In re: Opioid Litigation, MDL 2804 (the “Litigation”); and

WHEREAS, additional Wisconsin cities and counties hired separate counsel and joined the Litigation; and

WHEREAS, since the inception of the Litigation, the Law Firm has coordinated with counsel from around the country (including counsel for other Wisconsin cities and counties) to prepare the Village’s case for trial and engage in extensive settlement discussions with the Opioid Defendants; and

WHEREAS, on February 8, 2023, the Village received a notice from the Settlement Administrators that a new proposed settlement came out of the Litigation involving the following Opioid Defendants: TEVA, Allergan, Walgreens, CVS, and Walmart; and

WHEREAS, this notice also required that participation forms formally stating the Village’s participation in this new settlement were to be executed and submitted to the Settlement Administrators by April 18, 2023.

NOW, THEREFORE, BE IT RESOLVED, that the Village Board hereby fully approves the Village of Yorkville's participation in the TEVA, Allergan, Walgreens, CVS, and Walmart settlement; and

BE IT FURTHER RESOLVED, that the Village Board authorizes the execution of the required participation forms by the Village Administrator/Clerk or President and the submission of said forms by April 18, 2023.

This Resolution was adopted by the Yorkville Village Board on March 27, 2023.

VILLAGE OF YORKVILLE

Ayes: 5

By: /s/ Douglas Nelson
Douglas Nelson, President

Nays: 0

Attest: /s/ Michael McKinney
Michael McKinney, Administrator/Clerk

Abstentions: 0

Absences: 0