

RESOLUTION NO. 21-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, SUPPORTING AND AUTHORIZING SETTLEMENT OF THE BANKRUPTCY CASES FOR PURDUE PHARMA AND MALLINCKRODT RELATED TO THE OPIOID MULTI-DISTRICT LITIGATION; AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO TAKE NECESSARY ACTIONS TO EFFECTUATE THIS RESOLUTION, AND PROVIDING FOR RESCISSION OF CONFLICTING RESOLUTION PROVISIONS, SEVERABILITY, AND AN EFFECTIVE DATE.

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WHEREAS, the City of Fort Lauderdale is a party plaintiff in the pending multi-district opioid litigation In re: National Prescription Opiate Litigation, MDL No. 2804 (N.D. Ohio) (the "Opioid Litigation"); and

WHEREAS, on May 18, 2021, the City Commission discussed and informally expressed its support of the potential settlement of the Purdue Pharma and Mallinckrodt Bankruptcy cases as recommended by Florida Attorney General Ashley Moody, through a Memorandum of Understanding between the State of Florida and various local governments, including the City of Fort Lauderdale (the "Opioid Settlement"); and

WHEREAS, many of the defendants involved in the Opioid Litigation have also filed for bankruptcy protection related to the claims and potential financial risks they were facing arising in the Opioid Litigation; and

WHEREAS, claims have been filed on behalf of the City of Fort Lauderdale in those bankruptcy cases in order to protect the City's interests arising from claims asserted in the Opioid Litigation; and

WHEREAS, Purdue Pharma and Mallinckrodt PLC are two (2) defendants in the Opioid Litigation which seek resolution of their bankruptcy cases in conjunction with the proposed Opioid Settlement; and

WHEREAS, it is necessary for the City Commission to express its support of the settlement of both the Purdue Pharma and Mallinckrodt bankruptcy cases in order to facilitate the resolution of the overlying Opioid Settlement; and

WHEREAS, the City Commission finds it to be in the best interest of the health, safety and welfare of the residents, visitors, businesses, and guests of the City of Fort Lauderdale to facilitate the resolution of the Opioid Litigation and all matters associated and related therewith;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. That the City Commission of the City of Fort Lauderdale, Florida, hereby supports and authorizes settlement of the bankruptcy cases of Purdue Pharma and Mallinckrodt in facilitation of the Opioid Settlement.

SECTION 2. That the City Manager and City Attorney are hereby authorized and directed to execute the necessary documents, and take all the necessary actions to effectuate the purpose and intent of this Resolution.

SECTION 3. That all resolutions or parts of resolutions on in conflict herewith be, and the same are hereby rescinded to the extent of such conflict.

SECTION 4. That if any clause, section, or other part of this Resolution shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this Resolution shall not be affected thereby, but shall remain in full force and effect.

SECTION 5. That this Resolution shall become effective immediately upon its adoption.

ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2021.

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Mayor  
DEAN J. TRANTALIS

ATTEST:

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City Clerk  
JEFFREY A. MODARELLI