

**RESOLUTION NO. \_\_\_\_\_**

A Resolution authorizing the City of Hammond (“City”) to join with the State of Louisiana and other local governmental units as a participant in the *LOUISIANA STATE-LOCAL GOVERNMENT OPIOID LITIGATION MEMORANDUM OF UNDERSTANDING* (the “MOU”) and any subsequent Formal Agreements necessary to implement the MOU, including but not limited to, the Subdivision Settlement Participation Form(s) in Exhibit K of the National *Distributor Settlement Agreement* and the *Janssen Settlement Agreement*<sup>1</sup>.

WHEREAS, the City has suffered harm from the opioid epidemic;

WHEREAS, the City recognizes that the entire State of Louisiana has suffered harm as a result from the opioid epidemic;

WHEREAS, the State of Louisiana has a pending action in state court, and a number of Louisiana Cities and Parishes have also filed actions either in state court or have been transferred to *In re: National Prescription Opiate Litigation*, MDL No. 2804 (N.D. Ohio) (the “Opioid Litigation”) and City is not a litigating participant in such action;

WHEREAS, the State of Louisiana and lawyers representing certain various local governments involved in the Opioid Litigation have proposed a unified plan for the allocation and use of prospective settlement dollars from opioid related litigation;

WHEREAS, the Louisiana Memorandum of Understanding (the “MOU”) sets forth sets forth a framework of a unified plan for the proposed allocation and use of opioid settlement proceeds and it is anticipated that formal agreements implementing the MOU will be entered into at a future date; and,

WHEREAS, participation in the MOU by a large majority of Louisiana cities and parishes will materially increase the amount of funds to Louisiana and should improve Louisiana’s relative bargaining position during additional settlement negotiations;

WHEREAS, failure to participate in the MOU will reduce funds available to the State, the City of Hammond, and every other Louisiana City and Parish;

NOW, THEREFORE, BE IT RESOLVED BY THE HAMMOND CITY COUNCIL:

SECTION 1. That the City finds that participation in the MOU would be in the best interest of the City and its citizens in that such a plan ensures that almost all of the settlement

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<sup>1</sup> Available at <https://nationalopioidsettlement.com/>

funds go to abate and resolve the opioid epidemic and each and every city and Parish receives funds for the harm that it has suffered.

SECTION 2. That the City hereby expresses its support of a unified plan for the allocation and use of opioid settlement proceeds as generally described in the MOU.

SECTION 3. That Kip Andrews, Council President, is hereby expressly authorized to execute the MOU in substantially the form described.

SECTION 4. That Kip Andrews, Council President, is hereby authorized to execute any formal agreements implementing a unified plan for the allocation and use of opioid settlement proceeds that is not substantially inconsistent with the MOU and this Resolution, including but not limited to, the Subdivision Settlement Participation Form(s) in the *Distributor Settlement Agreement* and the *Janssen Settlement Agreement*<sup>2</sup>.

SECTION 5. That the Clerk be and hereby is instructed to record this Resolution in the appropriate record book upon its adoption.

SECTION 6. The Clerk of this City is hereby directed to furnish a certified copy of this Resolution to the Louisiana Attorney General at:

Attorney General Jeff Landry  
c/o Bill Stiles  
Post Office Box 94005  
Baton Rouge, LA 70804

SECTION 7. This Resolution shall take effect immediately upon its adoption.

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Adopted this day of November \_\_\_\_\_, 2021.

ATTEST: \_\_\_\_\_  
Lisa Cockerham, Council Clerk

<sup>2</sup> Available at <https://nationalopioidsettlement.com/>