

NOV 09 2021

THE STATE OF TEXAS §
 §
 COUNTY OF JOHNSON §

ORDER #2021-94 By md Deputy
 Becky Ivey, County Clerk
 Johnson County Texas

**ORDER AUTHORIZING APPROVAL OF PROPOSED JANSSEN TEXAS
 STATE-WIDE OPIOID SETTLEMENT AGREEMENT**

BE IT REMEMBERED, at a regular meeting of the Commissioners Court of Johnson County, Texas, held on the 8th day of November, 2021, on motion made by Bailey, Commissioner of Precinct #1, and seconded by White, Commissioner of Precinct #3, the following Order (Resolution) was adopted:

WHEREAS, Johnson County obtained information indicating that certain drug companies and their corporate affiliates, parents, subsidiaries, and such other defendants as may be added to the litigation (collectively, "Defendants") have engaged in fraudulent and/or reckless marketing and/or distribution of opioids that have resulted in addictions and overdoses; and

WHEREAS, these actions, conduct and misconduct have resulted in significant financial costs in the past to the County and will undoubtedly result in significant financial costs in the future; and

WHEREAS, the County brought claims against Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc., Janssen Pharmaceutica, Inc. (hereinafter Janssen or the Janssen defendants) defendants, and other defendants in the opioid supply chain on behalf of the County in *In Re: Texas Opioid Litigation*, MDL No. 2018-63587, currently pending in the 152nd District Court of Harris County, Texas; and

WHEREAS, on October 17, 2021, the Janssen defendants in the opioid litigation brought by the County, the State of Texas, through the Office of the Attorney General, and a negotiation group for Texas political subdivisions entered into an Agreement entitled Janssen Texas State-Wide Opioid Settlement Agreement and Term Sheet (hereafter, the Janssen Settlement); and

WHEREAS, Special Counsel and the State of Texas have recommended that the Johnson County Commissioners Court support the adoption and approval the Janssen Settlement in its entirety; and

WHEREAS, even though the payments from the Janssen settlement reflects partial compensation to Johnson County for the past damages it has suffered or the future damages it is likely to incur, given the risks of litigation, the fact that this is a settlement with only one group of Defendants, the fact that it is to the benefit of Texas and the County and its residents, and that it reduces the risks associated with pay-over-time provisions;

NOW, THEREFORE, BE IT RESOLVED that we, the Commissioners Court of Johnson County:

1. Support the adoption and approval the Janssen Settlement in its entirety; and
2. Authorize County and Special Counsel to execute the Release at Exhibit A of the Janssen Settlement; and
3. Finds as follows:
 - a. There is a substantial need for repayment of past opioid-related expenditures and payment to help abate current and future opioid-related harms in and about Johnson County, Texas; and
 - b. The County Commissioners Court supports in its entirety the Janssen Settlement. The County Commissioners Court understands that the purpose of this Settlement to effectuate resolution of the Opioid Litigation against Janssen entities. We also understand that an additional purpose is to ensure the effective means of distributing any potential settlement funds obtained under this Janssen Settlement in Texas and under the jurisdiction of Texas Courts in a manner and means that would promote an effective and meaningful use of the funds in abating the opioid epidemic in this County and throughout Texas.

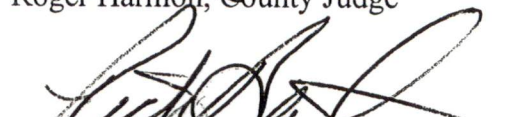
The County is hereby authorized to approve and accept the Janssen Settlement.

The County's Special Counsel is hereby authorized to execute and deliver the settlement agreement recommended for approval by Special Counsel in the above referenced case and to approve such terms and provisions for the full and final settlement of all matters set forth therein.

DONE IN OPEN COURT on this the 8th day of November, 2021.

JOHNSON COUNTY


Roger Harmon, County Judge


Rick Bailey, Commissioner, Precinct 1


Kenny Howell, Commissioner, Precinct 2


Mike White, Commissioner, Precinct 3


Larry Woolley, Commissioner, Precinct 4

ATTEST:



Becky Ivey, County Clerk

