

File No. 220816

Committee Item No. \_\_\_\_\_

Board Item No. 72

# COMMITTEE/BOARD OF SUPERVISORS

## AGENDA PACKET CONTENTS LIST

Committee: \_\_\_\_\_

Date: \_\_\_\_\_

Board of Supervisors Meeting

Date: July 19, 2022

### Cmte Board

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- Legislative Digest
- Budget and Legislative Analyst Report
- Youth Commission Report
- Introduction Form
- Department/Agency Cover Letter and/or Report
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- Form 126 – Ethics Commission
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### OTHER

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- \_\_\_\_\_
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Prepared by: Brittney Harrell

Date: July 14, 2022

Prepared by: \_\_\_\_\_

Date: \_\_\_\_\_

1 [Committee of the Whole - Closed Session - Settlement of Lawsuit - Endo Health Solutions  
2 Inc., Endo Pharmaceuticals Inc., Par Pharmaceutical, Inc. and Par Pharmaceutical  
3 Companies, Inc. - City to Receive \$10,000,000 - July 19, 2022, at 3:00 p.m.]

4 **Motion scheduling the Board of Supervisors to sit as a Committee of the Whole at the**  
5 **meeting on July 19, 2022, at 3:00 p.m. to hold a public hearing to consider the**  
6 **proposed ordinance (File No. 220819) endorsing partial settlement of the lawsuit filed**  
7 **on behalf of the City and County of San Francisco and the People of the State of**  
8 **California against manufacturers and distributors of prescription opioids, entitled The**  
9 **City and County of San Francisco and the People of the State of California v. Purdue**  
10 **Pharma L.P., Richard S. Sackler, Jonathan D. Sackler, Mortimer D.A. Sackler, Kathe A.**  
11 **Sackler, Ilene Sackler Lefcourt, Beverly Sackler, Theresa Sackler, David A. Sackler,**  
12 **Trust for the Benefit of Members of the Raymond Sackler Family, Rhodes**  
13 **Pharmaceuticals L.P., Cephalon, Inc., Teva Pharmaceutical Industries Ltd., Teva**  
14 **Pharmaceuticals USA, Inc., Endo International Plc, Endo Health Solutions Inc., Endo**  
15 **Pharmaceuticals Inc., Janssen Pharmaceuticals, Inc., Insys Therapeutics, Inc.,**  
16 **Mallinckrodt Plc, Mallinckrodt LLC, Allergan Plc F/K/A Actavis Plc, Watson**  
17 **Pharmaceuticals, Inc. N/K/A Actavis, Inc., Watson Laboratories, Inc., Actavis LLC,**  
18 **Actavis Pharma, Inc. F/K/A/ Watson Pharma, Inc., AmerisourceBergen Corporation,**  
19 **Cardinal Health, Inc., and McKesson Corporation; and scheduling a closed session of  
20 the Board of Supervisors at the same meeting for the purpose of conferring with, or  
21 receiving advice from, the City Attorney regarding that existing litigation in which the  
22 City is a plaintiff, pursuant to California Government Code, Section 54956.9(a), and San  
23 Francisco Administrative Code, Section 67.10(d)(1).**

1           MOVED, That the Board of Supervisors convene as a Committee of the Whole on July  
2 19, 2022, at 3:00 p.m., to hold a public hearing on the proposed ordinance (File No. 220819)  
3 endorsing partial settlement of the lawsuit filed on behalf of the City and County of San  
4 Francisco and the People of the State of California against manufacturers and distributors of  
5 prescription opioids, entitled The City and County of San Francisco and the People of the  
6 State of California v. Purdue Pharma L.P., Richard S. Sackler, Jonathan D. Sackler, Mortimer  
7 D.A. Sackler, Kathe A. Sackler, Ilene Sackler Lefcourt, Beverly Sackler, Theresa Sackler,  
8 David A. Sackler, Trust for the Benefit of Members of the Raymond Sackler Family, Rhodes  
9 Pharmaceuticals L.P., Cephalon, Inc., Teva Pharmaceutical Industries Ltd., Teva  
10 Pharmaceuticals USA, Inc., Endo International Plc, Endo Health Solutions Inc., Endo  
11 Pharmaceuticals Inc., Janssen Pharmaceuticals, Inc., Insys Therapeutics, Inc., Mallinckrodt  
12 Plc, Mallinckrodt LLC, Allergan Plc F/K/A Actavis Plc, Watson Pharmaceuticals, Inc. N/K/A  
13 Actavis, Inc., Watson Laboratories, Inc., Actavis LLC, Actavis Pharma, Inc. F/K/A/ Watson  
14 Pharma, Inc., AmerisourceBergen Corporation, Cardinal Health, Inc., and McKesson  
15 Corporation; and, be it

16           FURTHER MOVED, That the Board of Supervisors convene in closed session on July  
17 19, 2022, for the purpose of conferring with, or receiving advice from, the City Attorney  
18 regarding the existing litigation filed on December 18, 2018, in the United States District Court  
19 for the Northern District of California, Case No. 3:18-cv-7591-CRB-JSC, alleging that the  
20 Endo defendants created a public nuisance and violated the Unfair Competition Law by falsely  
21 and misleadingly marketing opioids as safer than they actually are and distributing  
22 increasingly large volumes of opioids in and around San Francisco despite knowledge of the  
23 growing epidemic caused by opioid misuse, and by failing to prevent and report suspicious  
24 opioid orders as required by state and federal law; California Government Code, Section  
25 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1), permit this closed

1 session because discussion in open session concerning this matter would likely and  
2 unavoidably prejudice the position of the City in the existing litigation.

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**Introduction Form**

By a Member of the Board of Supervisors or Mayor

Time stamp  
or meeting date

I hereby submit the following item for introduction (select only one):

1. For reference to Committee. (An Ordinance, Resolution, Motion or Charter Amendment).
2. Request for next printed agenda Without Reference to Committee.
3. Request for hearing on a subject matter at Committee.
4. Request for letter beginning : "Supervisor  inquiries"
5. City Attorney Request.
6. Call File No.  from Committee.
7. Budget Analyst request (attached written motion).
8. Substitute Legislation File No.
9. Reactivate File No.
10. Topic submitted for Mayoral Appearance before the BOS on

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission       Youth Commission       Ethics Commission
- Planning Commission       Building Inspection Commission

**Note: For the Imperative Agenda (a resolution not on the printed agenda), use the Imperative Form.**

Sponsor(s):

Subject:

The text is listed:

Corporation, Cardinal Health, Inc., and McKesson Corporation; and scheduling a closed session of the Board of Supervisors at the same meeting for the purpose of conferring with, or receiving advice from, the City Attorney regarding that existing litigation in which the City is a plaintiff, pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1).

Signature of Sponsoring Supervisor: /s/ Shamann Walton

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