

File No. 230194

Committee Item No. 13

Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

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Committee: Government Audit and Oversight

Date: March 16, 2023

Board of Supervisors Meeting:

Date: _____

Cmte Board

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- Ordinance
- Legislative Digest
- Budget and Legislative Analyst Report
- Youth Commission Report
- Introduction Form
- Department/Agency Cover Letter and/or Report
- MOU - FY2022-2024 - Clean
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- Grant Information Form
- Grant Budget
- Subcontract Budget
- Contract / DRAFT Mills Act Agreement
- Form 126 – Ethics Commission
- Award Letter
- Application
- Public Correspondence

OTHER

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Prepared by: Stephanie Cabrera

Date: March 9, 2023

Prepared by: _____

Date: _____

Prepared by: _____

Date: _____

1 [Settlement of Unlitigated Claims against Walmart Inc. - City to Receive Approximately
2 \$2,600,000 to \$6,800,000 Over 6 Years]

3 **Resolution authorizing settlement of unlitigated claims on behalf of the City and**
4 **County of San Francisco and the People of the State of California against Walmart Inc.**
5 **for abatement funds in the range of \$2,600,000 to \$6,800,000 to be paid over 6 years;**
6 **the claims relate to Walmart Inc.'s allegedly improper and unlawful dispensing of**
7 **prescription opioids at its pharmacies, which contributed to the epidemic of opioid**
8 **abuse and misuse and caused a public nuisance.**

9
10 WHEREAS, Walmart Inc. and several States have agreed to a national settlement
11 agreement that resolves numerous governments' claims against Walmart Inc. for its allegedly
12 improper and unlawful dispensing of prescription opioids at its pharmacies, which contributed
13 to the epidemic of opioid abuse and misuse and caused a public nuisance; and

14 WHEREAS, San Francisco has not filed a lawsuit against Walmart Inc., but may
15 participate in the Walmart Inc. national settlement agreement by releasing potential claims
16 against Walmart Inc. relating to its dispensing of prescription opioids in exchange for
17 payments totaling approximately \$2,600,000 to \$6,800,000; and

18 WHEREAS, The City Attorney has recommended settlement by releasing potential
19 claims against Walmart Inc. relating to its dispensing of prescription opioids in exchange for
20 the payment of abatement funds from Walmart Inc. to San Francisco, in an amount estimated
21 to be between \$2,600,000 to \$6,800,000 over the next 6 years; now, therefore, be it

22 RESOLVED, That Pursuant to Charter, Section 6.102(5) and Administrative Code,
23 Section 10.24(b), the Board of Supervisors hereby authorizes the City Attorney to settle
24 potential claims against Walmart Inc. relating to its dispensing of prescription opioids by the
25

1 payment of abatement funds from Walmart Inc. to San Francisco, in an amount estimated to
2 be between \$2,600,000 to \$6,800,000 over the next 6 years.

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APPROVED:

DAVID CHIU
City Attorney

/s/
SARA J. EISENBERG
Chief of Complex and Affirmative Litigation

RECOMMENDED:

City Attorney's Office

/s/
DAVID CHIU
City Attorney

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