

ENROLLED ORDINANCE 180-32

APPROVE SETTLEMENT AGREEMENTS WITH CERTAIN OPIOID MANUFACTURERS  
AND AUTHORIZE LOCAL GOVERNMENT ALLOCATION AGREEMENT  
MODIFICATION

WHEREAS, in February 2018 the Waukesha County Board adopted Enrolled Resolution 172-004 authorizing the Waukesha County Corporation Counsel to, at his discretion, select outside counsel and commence a lawsuit on behalf of the County, against any pharmaceutical company, wholesale distributor, manufacturer and/or other entity or individual that engaged in practices that contributed to the opioid epidemic within Waukesha County; and

WHEREAS, national and local counsel was retained and a lawsuit was filed on behalf of the County against certain manufactures, distributors, and retailers of opioid pharmaceuticals (the "Opioid Defendants") in an effort to hold the Opioid Defendants financially responsible for the County's expenditure of money and resources to combat the opioid epidemic; and

WHEREAS, similar lawsuits were filed by seventy other counties in Wisconsin as well as thousands of various other units of government across the state and country and were coordinated in multidistrict litigation in the Northern District of Ohio captioned *In re: Opioid Litigation*, MDL 2804 (the "Litigation"); and

WHEREAS, settlement discussions with opioid manufacturers Alvogen Inc., Amneal Pharmaceuticals, Inc., Apotex, Inc., Hikma Pharmaceuticals USA Inc., Indivior Inc., Mylan Pharmaceuticals Inc., Sun Pharmaceuticals Industries, Inc. and Zydus Pharmaceuticals, Inc. (the "Settling Defendants") have resulted in tentative agreements as to settlement terms ("Settlement Agreements") pending agreement from the County and other plaintiffs involved in the Litigation; and

WHEREAS, copies of the Settlement Agreements with the Settling Defendants representing the terms of the tentative settlement agreements with the Settling Defendants are publicly available at <https://nationalopioidsettlement.com/additional-settlements/> and have been discussed with the Board in closed session; and

WHEREAS, the Settlement Agreements provide, among other things, for the payment of certain sums to Participating Subdivisions (as defined in the Settlement Agreements) upon the occurrence of certain events detailed in the Settlement Agreements; and

WHEREAS, in order to become a Participating Subdivision and participate in the benefits of the Settlement Agreements it is necessary that the County (a) approves the Settlement Agreements and (b) authorizes any necessary modification to existing, previously approved state-local allocation agreements to implement the Settlement Agreements.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA ORDAINS that the Settlement Agreements with Alvogen Inc., Amneal Pharmaceuticals, Inc., Apotex, Inc., Hikma Pharmaceuticals USA Inc., Indivior Inc., Mylan Pharmaceuticals Inc., Sun Pharmaceuticals Industries, Inc. and Zydus Pharmaceuticals, Inc. (collectively, the "Settlement Agreements") are in all respects hereby approved.

BE IT FURTHER ORDAINED that Corporation Counsel or his designee is hereby authorized to take all actions necessary to participate in the Settlement Agreements and to modify previously approved state-local allocation agreements in a manner that allows participation in a form substantially consistent with prior allocations of opioid settlement proceeds, and to negotiate and execute any other documents necessary to implement the Settlement Agreements.

BE IT FURTHER ORDAINED that all proceeds from the Settlement Agreements shall be deposited in the account previously established for the proceeds from prior settlements in the Litigation and administered and disbursed in a manner consistent with Wis. Stat. § 165.12(4), the Settlement Agreements and this Ordinance

APPROVE SETTLEMENT AGREEMENTS WITH CERTAIN OPIOID MANUFACTURERS AND AUTHORIZE  
LOCAL GOVERNMENT ALLOCATION AGREEMENT MODIFICATION

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County,  
Wisconsin, was presented to the County Executive on:

Date: 08-29-2025 Jennifer Moore, deputy  
Margaret Wartman, County Clerk

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County,  
Wisconsin, is hereby:

Approved: X

Vetoed: \_\_\_\_\_

Date: 9/29/2025 Paul Farrow  
Paul Farrow, County Executive

# VOTE RESULTS

23 YES 0 NO 0 ABSTAIN 2 ABSENT

## Ordinance 180-O-033

Ordinance 180-O-033: Approve Settlement Agreements With Certain Opioid Manufacturers And Authorize Local Government Allocation Agreement Modification

 Passed By Majority Vote

D1 - Styza	AYE	D10 - Thieme	AYE	D19 - Enriquez	AYE
D2 - Euclide	AYE	D11 - Howard	S AYE	D20 - Schellinger	AYE
D3 - Gscheidmeier	ABSENT	D12 - Wolff	AYE	D21 - Gaughan	AYE
D4 - Batzko	AYE	D13 - Leisemann	AYE	D22 - Szpara	AYE
D5 - Dondlinger	AYE	D14 - Mommaerts	AYE	D23 - Hammitt	M AYE
D6 - Walz	AYE	D15 - Kolb	AYE	D24 - Schroeder	ABSENT
D7 - LaFontain	AYE	D16 - Crowley	AYE	D25 - Johnson	AYE
D8 - Koremenos	AYE	D17 - Meier	AYE		
D9 - Heinrich	AYE	D18 - Nelson	AYE		

5th Meeting, 180th Year of the County Board of Supervisors - August 26 2025 07:52:33 PM  
August 26, 2025



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