Opioid Settlements

Presentation to the Florida Association of Counties

John Guard

Chief Deputy Attorney General

Office of Attorney General

December 1, 2022

Where we are?

- 7 final settlement agreements (245+ sign-ons each agreement)
- City/County fund payments being released
- 1 pending settlement agreement (Walmart)
- 1 Bankruptcy plan effective (Mallinckrodt)
- 1 Bankruptcy confirmation order on appeal (Purdue)

Walmart Settlement

- $215M topline (including fees and costs)
- $187,937,062.10 (distributable amount)
- To be paid in late March or April
- All paid year 1
- $10M from the State's fund being paid to Walmart to have dispense $84M worth of Naloxone to LEO and first responders.
- 155 Cities and Counties signed on currently.

Naloxone

- Once Walmart deal is finalized (March/April 2023), roughly 100 Walmart pharmacies will stock the TEVA Naloxone two packs.
- Qualified LEO agencies and first responders will be able to go into store, show ID, and obtain up to 5 two packs for use.
- To be qualified, there will be similar requirements as already exist for Heroes Grant
- One additional requirement will be that the agency will have to train personnel. FSA has a training and the State will roll one out as well.

Settlements

Litigation		
Johnson & Johnson	$	299,628,185.54
Distributors (Cardinal Health, McKesson, AmerisourceBergen)	$	1,303,588,941.75
Endo	$	55,000,000.00
Allergan	$	122,000,000.00
Teva Pharmaceuticals	$	177,114,999.00
CVS	$	440,000,000.00
Walgreens	$	620,000,000.00
Walmart	$	187,937,062.10
Total (Litigation)	$	3,205,269,188.39

Walmart

Total	State	Regional	City/County
$ 187,937,062.10	$ 84,571,677.95	$ 75,174,824.84	$ 28,190,559.32

Bankruptcies

- Mallinckrodt is confirmed and effective $70M over 7 years. Business is struggling- some concern whether they will survive.
- Purdue is on appeal. If confirmation is reversed, the case may crater and will likely be worth near nothing. If confirmation is affirmed, financial projections still should net $300-350M over 10 years.
- Endo filed bankruptcy. We can't distribute the $65M sitting in QSF until case resolves. May not be able to keep any of it as payment was made on the 90th day before bankruptcy.

Legislative session

- Likely going to try and create through legislative action administrative commission required by agreement.
- State monies need to be appropriated.