

From: Opioids
Date: Wed, Jan 26, 2022 12:43 PM
To:
Cc:
Subject: Endo Opioid Settlement

Good Afternoon,

This morning the Office of the Attorney General sent out an email notice regarding an opioid settlement with pharmaceutical manufacturer Endo Health Solutions Inc., Endo Pharmaceuticals Inc., Endo International plc, Par Pharmaceutical, Inc., and Par Pharmaceutical Companies, Inc. ("Endo"). Detailed information about the Settlement may be found on the Office of the Attorney General of Texas website: <https://www.texasattorneygeneral.gov/globalopioidsettlement>.

**** Please note, this Settlement with Endo is separate from the Janssen/J&J and Distributor settlement that your subdivision may have already signed on to. To join this settlement, you will need to submit an additional form.**

If you received this notice, your subdivision may participate in the settlement. While subdivisions may decide whether they wish to participate in the settlement, this settlement requires that you take affirmative steps to 'opt in' to the settlement. If you do not act, you will not receive any settlement funds should your subdivision choose to opt in.

HOW TO PARTICIPATE IN THE ENDO SETTLEMENT:

1. Adopt a resolution adopting the Texas Term Sheet through your City Council or Commissioners Court (If you previously adopted the Texas Term Sheet by resolution, you do NOT need to do so again)
2. Complete the Endo Subdivision Release Form
****Please note: this is a release of legal claims for your city or county. Your city or county may need to adopt a resolution (if you have not already done so) in order to execute the release. Please confer with your legal counsel if necessary.**
3. Submit to opioids@oag.texas.gov: your signed Special District Election and Release Form and your resolution adopting the Texas Term Sheet (if you have previously submitted a resolution, all you need to submit is the Endo Subdivision Release Form) by March 10, 2022.

All required documentation can be found on the Texas Attorney General's website (<https://www.texasattorneygeneral.gov/globalopioidsettlement>) and must be submitted to the email address: opioids@oag.texas.gov by March 10, 2022.

Again, if you previously adopted the Texas Term Sheet by resolution and submitted your resolution to the OAG, you do NOT need to do so again.

NEXT STEPS

We encourage you to review all materials and to follow up with any questions. The terms of these settlements are complex, and we want to be sure you have all the information you need to make your participation decision. Your subdivision will need to begin the process of deciding whether to participate in the proposed settlement well before the March 10, 2022, deadline to be an initial participating subdivision. Again, the Texas Attorney General's Office, your counsel, and other contacts within the state are available to discuss the specifics of the settlement.

We urge you to view the Texas Attorney General's website at your earliest convenience. Information and documents regarding the settlement can be found on the settlement website at: and <https://www.texasattorneygeneral.gov/globalopioidsettlement>

Questions regarding the opioid settlements can be directed to: Stephanie Eberhardt (stephanie.eberhardt@oag.texas.gov), opioids@oag.texas.gov, and myself (caroline.griggs@oag.texas.gov).

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Exhibit A

**TEXAS SUBDIVISION AND SPECIAL DISTRICT
ELECTION AND RELEASE FORM**

This Election and Release Form for Texas Participating Subdivisions¹ resolves opioid-related Claims against Endo/Par under the terms and conditions set forth in the Endo/Par Texas State-Wide Opioid Settlement Agreement between Endo/Par, the State of Texas, and the Counties of Dallas, Bexar, Harris and Tarrant (the “Agreement”), the provisions of which are here incorporated by reference in their entirety. Upon executing this Election and Release Form, a Participating Subdivision agrees that, in exchange for the consideration described in the Agreement, the Participating Subdivision is bound by all the terms and conditions of the Agreement, including but not limited to the Release found in Section VII of the Agreement and the provisions concerning participation by Subdivisions or Special Districts in Section VIII, and the Participating Subdivision and its signatories expressly represent and warrant on behalf of themselves that they have, or will have obtained on or before the Effective Date or on or before the execution of this Election and Release Form if executed after the Effective Date, the authority to settle and release, to the maximum extent of the Subdivision’s and Special District’s power, all Released Claims related to Covered Conduct. If this Election and Release Form is executed on or before the Initial Participation Date, the Participating Subdivision shall dismiss Endo/Par and all other Released Entities with prejudice from all pending cases in which the Participating Subdivision has asserted Covered Claims against Endo/Par or a Released Entity no later than the Initial Participation Date. If this Election and Release Form is executed after the Initial Participation Date, the Participating Subdivision shall dismiss Endo/Par and all other Released

¹ The Agreement defines a “Participating Subdivision” as a Subdivision or Special District that signs this Election and Release Form and meets the requirements for becoming a Participating Subdivision under subsection VIII.A. of the Agreement.

Entities with prejudice from all pending cases in which the Participating Subdivision has asserted Covered Claims against Endo/Par or a Released Entity concurrently with the execution of this form. By executing this Election and Release Form, the Participating Subdivision submits to the jurisdiction of the Honorable Robert Schaffer, *In Re: Texas Opioid Litigation*, MDL No. 18-0358, Master File No. 2018-63587, in the 152nd Judicial District Court, Harris County, Texas.

Dated: _____

Texas Subdivision Name: _____

By: _____

[NAME]

[TITLE]

[ADDRESS]

[TELEPHONE]

[EMAIL ADDRESS]