



RESOLUTION No. _____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION AUTHORIZING PARTICIPATION IN THE CALIFORNIA COUNTIES OPIOID CONSORTIUM, APPROVING A REPRESENTATION AGREEMENT BETWEEN THE COUNTY OF NEVADA AND BARON & BUDD, P.C, ET AL. FOR LEGAL SERVICES RELATED TO OPIOID LITIGATION, AND AUTHORIZING THE COUNTY COUNSEL TO EXECUTE THE AGREEMENT

WHEREAS, several states and over 100 counties nationwide have filed federal multi-district litigation (“MDL”) against manufacturers and distributors of opioids to recover the costs of prevention efforts, treatment and services, as well as costs associated with jailing residents addicted to prescription painkillers and heroin; and

WHEREAS, the County has a unique opportunity to join a recently formed consortium of California counties for the purpose of joining the MDL; and

WHEREAS, the California Counties Opioid Consortium (“Consortium”) has agreed to work together as a team using the same firm, the same general master complaint and the same litigation strategy, and to be assisted by a litigation management team of attorneys from representative member counties; and

WHEREAS, the Consortium has selected the firm of Baron & Budd, P.C., and the consortium of private firms associated with Baron & Budd, to represent its member counties (collectively “Baron & Budd”); and

WHEREAS, Baron & Budd has specialized and unique experience representing public entities in large scale mass litigation, a strong leadership position within the MDL, an established and well developed client support structure and a solid, sophisticated understanding of State-County relationships, and is very well qualified to represent both the County’s and the Consortium’s interests in this litigation; and

WHEREAS, the parties desire to enter into a Representation Agreement for said litigation services on a contingency fee basis, based on the findings, terms and conditions contained in said Agreement; and

WHEREAS, Baron & Budd has agreed to advance and cover all litigation costs and attorneys’ fees, and that its only right of recovery will be against any monies the County receives as a result of this litigation.

NOW, THEREFORE, BE IT RESOLVED by the Nevada County Board of Supervisors that the County Counsel, on behalf of the County of Nevada, is hereby authorized to participate in the California Counties Opioid Consortium for purposes of joining the federal multi-district opioid litigation and to execute all documents necessary to work with the Consortium.

BE IT FURTHER RESOLVED that the Representation Agreement Between the County of Nevada and Baron & Budd, P.C., et al. for legal services related to Opioid Litigation, on a contingency fee basis, be and hereby is approved in the form attached hereto as Exhibit A, and that the County Counsel is hereby authorized to execute the Agreement in substantially the form attached hereto.