



Dinwiddie County Attorney's Office

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MEMORANDUM

TO: Board of Supervisors
FROM: Tyler Southall, County Attorney
CC: W. Kevin Massengill, County Administrator
DATE: September 21, 2021
SUBJECT: Mallinckrodt Bankruptcy Plan

Background

The Dinwiddie County Board of Supervisors authorized a lawsuit to be filed against Purdue and other companies involved in the opioid supply chain. Suit was filed in the spring of 2019. Dinwiddie's case is now in federal court. One of those other companies is Mallinckrodt. A vote was due in by September 17, and after discussions between individual board members and the County Attorney, Dinwiddie voted yes. This resolution ratifies that vote and allows Dinwiddie to participate in the plan. Other defendants remain in litigation.

Action

RESOLUTION TO RATIFY VOTE FOR AND APPROVAL OF MALLINCKRODT BANKRUPTCY PLAN

WHEREAS, Dinwiddie County filed suit against Mallinckrodt and other companies in the opioid supply chain; and

WHEREAS, Mallinckrodt declared bankruptcy and has been in negotiations with a number of creditors; and

WHEREAS, after weighing the costs and benefits of doing so, Dinwiddie County is desirous of voting for and participating in the proposed Mallinckrodt Bankruptcy Plan;

BE IT THEREFORE RESOLVED THAT the Dinwiddie County Board of Supervisors hereby (1) approves voting for and participating in the Mallinckrodt Bankruptcy Plan, (2) ratifies Dinwiddie County's vote in favor of the plan, and (3) authorizes and ratifies Dinwiddie County's

officers, including the County Attorney, individually or together, to take any other actions in furtherance of the intent of this resolution.