

Intro. Res. No. 1743-2015

Laid on Table 9/9/2015

Introduced by Legislators Calarco, Gregory, Browning, Hahn, Lindsay and Anker

**RESOLUTION NO. 810 -2015, AUTHORIZING AN ACTION
AGAINST MANUFACTURERS OF PRESCRIPTION OPIATES**

WHEREAS, Resolution No. 1040-2014 directed the County Attorney to determine the feasibility of Suffolk County bringing an action against manufacturers of prescription opiates; and

WHEREAS, the County Attorney submitted a report, which advised the Legislature that Suffolk County may have viable causes of action against drug manufacturers under State law for false advertising, common law fraud, public nuisance and product liability; and

WHEREAS, Resolution No. 146-2015 established a six member committee to determine the viability of legal action against drug manufacturers and to ascertain the costs that the County of Suffolk incurred as a result of the over-prescription of opioids; and

WHEREAS, the Committee's report to the Legislature, dated July 28, 2015, recommended that the County hire a consultant with the expertise necessary to proceed with an analysis of the costs incurred by the County resulting from the over-prescription of opioids or, in the alternative, hire outside counsel who would contract with a consultant, with all work performed on a contingency basis; and

WHEREAS, the County Attorney issued an RFQ for potential litigation against manufacturers of prescription opiates, interviewed the respondents and identified a firm willing to represent the County on a contingency basis; and

WHEREAS, the law firm of Simmons Hanly Conroy, LLC, 112 Madison Avenue, New York, NY 10016, has been retained, on a contingency basis, to represent the County of Suffolk before pertinent state and federal regulatory bodies, agencies and courts and to bring legal action(s) against the manufacturers of prescription opiates and other responsible parties to recover damages associated with the over-prescription of opiates; now, therefore be it

1st RESOLVED, that this Legislature hereby authorizes and empowers the County Attorney to commence legal action(s) against all responsible parties consistent with the intent of Resolution Nos. 1040-2014 and 146-2015.

DATED: October 6, 2015

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: October 21, 2015