



Roll Call Number

26-0503

Agenda Item Number

25

Date April 20, 2026

RESOLUTION AUTHORIZING THE CITY OF DES MOINES TO ENTER INTO PROPOSED AGREEMENTS INVOLVING THE NATIONAL OPIOID SETTLEMENTS WITH SIX REGIONAL DISTRIBUTORS/DISPENSER DEFENDANTS: ASSOCIATED PHARMACIES, INC. (AND AMERICAN ASSOCIATED PHARMACIES); J M SMITH CORPORATION; LOUISIANA WHOLESALE DRUG COMPANY, INC.; MORRIS AND DICKSON CO.; NORTH CAROLINA MUTUAL WHOLESALE DRUG COMPANY, INC.; AND UNITED NATURAL FOODS, INC. (INCLUDING ITS SUBSIDIARIES SUPERVALU AND ADVANTAGE LOGISTICS)

WHEREAS, multiple government and private litigants have pursued litigation against Opioid supply chain participants in a matter in titled States District Court for the Northern District of Ohio, styled *In re: Opioid Litigation*, MDL 2804; and,

WHEREAS, national settlements have been reached that provide funds to state and local governments; and,

WHEREAS, the City of Des Moines additionally agreed, in Roll Call 21-1996 on December 27, 2021, to participate in settlements involving McKesson Corporation, Cardinal Health, Inc., AmerisourceBergen Corporation, Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc., and Janssen Pharmaceutica, Inc.; and,

WHEREAS, the City of Des Moines additionally agreed, in Roll Call 23-0412 on March 27, 2023, to participate in settlements involving two pharmaceutical manufacturers, Teva and Allergan, and three pharmacies, CVS, Walgreens, and Walmart; and,

WHEREAS, the national litigation has resulted in new settlement agreements with six regional distributors/dispenser defendants: Associated Pharmacies, Inc (and American Associated Pharmacies); J M Smith Corporation; Louisiana Wholesale Drug Company, Inc.; Morris and Dickson Co.; North Carolina Mutual Wholesale Drug Company, Inc.; and United Natural Foods, Inc. (including its subsidiaries SuperValu and Advantage Logistics), which are available to the public at <https://nationalopioidsettlement.com>; and,

WHEREAS, it is beneficial for the City of Des Moines to opt in to and participate in these settlement agreements and distributions as provided in the Plan of Allocation.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that:

1. The City Council hereby approves and authorizes the City of Des Moines, Iowa to elect to participate in the settlement agreements with six regional distributors/dispenser



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defendants: Associated Pharmacies, Inc (and American Associated Pharmacies); J M Smith Corporation; Louisiana Wholesale Drug Company, Inc.; Morris and Dickson Co.; North Carolina Mutual Wholesale Drug Company, Inc.; and United Natural Foods, Inc. (including its subsidiaries SuperValu and Advantage Logistics).

2. The City Manager is authorized, subject to approval as to form by the Legal Department, execute settlement documents electronically and is further directed to complete any additional documents, including filing settlement documents, as is necessary to allow for the City's participation and to administer the agreements.

MOVED by Voss to adopt. Second by Barron.

FORM APPROVED:
/s/Thomas G. Fisher Jr.
Thomas G. Fisher Jr.
Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN	✓			
SIMONSON	✓			
VOSS	✓			
BARRON	✓			
WESTERGAARD	✓			
MANDELBAUM	✓			
GATTO	✓			
TOTAL	7			

MOTION CARRIED APPROVED

CERTIFICATE

I, LAURA BAUMGARTNER, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

Connie Breen
Mayor

Laura Baumgartner
City Clerk