

From: [Jamey Szerdi](#)
To: [Minter, Matthew](#); [Martin, Donnita](#)
Cc: [Brent Cerves](#); [Eric Romano](#); [Phil Federico](#); [Matt Legg](#); [mavera@avera.com](#); [RodSmith@avera.com](#); [dvallejos-nichols@avera.com](#); [Peter H. Weinberger](#); [Dustin Herman](#); [Erika Sneeringer](#); [Diane Bosworth](#); [Jamey Szerdi](#)
Subject: RE: IMPORTANT-Opioid Litigation UPDATE Regarding Mallinckrodt Bankruptcy - Marion County
Date: Monday, August 9, 2021 1:22:13 PM
Attachments: [image014.jpg](#)
[image015.png](#)
[image016.png](#)
[image017.png](#)
[image018.jpg](#)
[image002.jpg](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
Importance: High

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Dear Matthew and Donnita,

We are writing to provide an important update and notify you of upcoming required action and deadlines for voting on the Mallinckrodt plc bankruptcy Plan (Mallinckrodt Plan).

Mallinckrodt is a manufacturer of opioid-pain medication, and was among the Defendants named in the complaint we filed on your behalf. Mallinckrodt has now sought bankruptcy protection under Chapter 11 of the Bankruptcy Code, as result of opioid litigation liabilities and other debt obligations.

The proposed plan will result in a restructuring of the Debtor's business, and the establishment of a trust (referred to in the Plan and the Disclosure Statement as the Opioid MDT II) to be funded with approximately \$1.6 billion in cash (paid over seven years) and certain non-cash assets, including warrants, insurance rights and certain estate causes of action, that will serve as the source of recovery to all Opioid Claimants. These funds will be divided among various trusts, including governmental claims, hospital claims, third party payer claims, and personal injury claims.

The following bankruptcy related materials are available in the link below:

- **NOTICE OF (I) HEARING TO CONSIDER CONFIRMATION OF THE CHAPTER 11 PLAN FILED BY THE DEBTORS AND (II) RELATED VOTING AND OBJECTION DEADLINES**
- **COVER LETTER AND RECOMMENDATION OF THE DEBTORS**
- **NOTICE TO OPIOID CLAIMANTS**
- **OCC PLAN POSITION LETTER**
- **DISCLOSURE STATEMENT FOR JOINT CHAPTER 11 PLAN OF REORGANIZATION OF MALLINCKRODT PLC AND ITS DEBTOR AFFILIATES UNDER CHAPTER 11 OF THE BANKRUPTCY CODE**
- **ORDER (I) APPROVING THE DISCLOSURE STATEMENT AND FORM AND MANNER OF NOTICE OF HEARING THEREON, (II) ESTABLISHING**

SOLICITATION PROCEDURES, (III) APPROVING THE FORM AND MANNER OF NOTICE TO ATTORNEYS AND SOLICITATION DIRECTIVE, (IV) APPROVING THE FORM OF BALLOTS, (V) APPROVING THE FORM, MANNER, AND SCOPE OF CONFIRMATION NOTICES, (VI) ESTABLISHING CERTAIN DEADLINES IN CONNECTION WITH APPROVAL OF DISCLOSURE STATEMENT AND CONFIRMATION OF PLAN, AND (VII) GRANTING RELATED RELIEF

- **SOLICITATION PROCEDURES**

Link: <https://sfspa.sharefile.com/d-sc4fc7428f8ad4992a9445df368ff67fa>

The deadline to vote on this plan is September 3, 2021, at 4:00 p.m., prevailing Eastern Time.

We understand that the deadline is a little less than a month away. Therefore we wanted to provide you with this information quickly as a reminder to begin reviewing the solicitation package and begin evaluating your voting decision as soon as possible. If your governmental entity must hold a meeting to vote on the Mallinckrodt Plan, please schedule that meeting immediately, as the deadline to vote on the Plan is September 3, 2021.

Our Recommendation:

The leadership of the Opioid MDL (PEC) is in the process of finalizing a few remaining material issues involving the Mallinckrodt Plan. Accordingly, the PEC issued a recommendation that you refrain from voting on the Mallinckrodt Plan until these material issues are resolved.

We anticipate a full endorsement of the Mallinckrodt Plan. The PEC intends to issue a follow-up letter along with a comprehensive overview of the Mallinckrodt Plan after the material issues are resolved. We will forward the PEC's ultimate recommendation and overview regarding the Mallinckrodt Plan as soon as we receive it. Based on currently available information, we anticipate agreeing with the PEC's recommendation.

As with the Purdue bankruptcy, we will collect your vote and submit it on your behalf through a Master Ballot. As noted above, the Deadline to submit a Master Ballot indicating all of our clients' votes is September 3, 2021, at 4:00 p.m., prevailing Eastern Time. Therefore, after the PEC issues its ultimate recommendation, we request you send us your voting instructions (approve, reject or abstain) to Jamey Szerdi at jamey@romanolawgroup.com on or before September 1, 2021, so that we can prepare the Master Ballot for timely submission.

However, if we don't receive your voting decision on or before September 1, 2021, to Jamey Szerdi at jamey@romanolawgroup.com, we will cast your vote following and in accordance with our and the PEC's recommendation.

If you do not want us to cast your vote using this procedure, please notify us by emailing Jamey Szerdi at jamey@romanolawgroup.com

If you have any questions or concerns regarding this communication or the Mallinckrodt bankruptcy Plan in general, please contact us at your earliest

convenience.

With Kindest Regards & have a Blessed day,



Jamey H. Szerdi
Mass Tort Legal Assistant

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From: Jamey Szerdi <jamey@romanolawgroup.com>

Sent: Tuesday, July 27, 2021 1:37 PM

To: Matthew.Minter@marioncountyfl.org; Donnita.Martin@marioncountyfl.org

Cc: Brent Ceryes <bceryes@sfspa.com>; Eric Romano <eric@romanolawgroup.com>; Phil Federico <pfederico@sfspa.com>; Matt Legg <mlegg@sfspa.com>; mavera@avera.com; RodSmith@avera.com; dvallejos-nichols@avera.com; Peter H. Weinberger <PWeinberger@spanglaw.com>; Dustin Herman <DHerman@spanglaw.com>; Erika Sneeringer <esneeringer@sfspa.com>; Diane Bosworth <Diane@romanolawgroup.com>; Jamey Szerdi <jamey@romanolawgroup.com>

Subject: RE: IMPORTANT Update Regarding Opioid Litigation – Marion County

Importance: High

Dear Matthew and Donnita,

Please see the attached letter providing an important status update regarding the opioid litigation, along with a list of Frequently Asked Questions. As always, if you have additional questions, please let us know, thank you so much.

With Kindest Regards & have a Blessed day,



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From: Jamey Szerdi <jamey@romanolawgroup.com>

Sent: Thursday, June 24, 2021 2:57 PM

To: Donnita.Martin@marioncountyfl.org; Matthew.Minter@marioncountyfl.org

Cc: Brent Ceryes <bceryes@sfspa.com>; Eric Romano <eric@romanolawgroup.com>; Phil Federico <pfederico@sfspa.com>; Matt Legg <mlegg@sfspa.com>; John Romano <john@romanolawgroup.com>; mavera@avera.com; RodSmith@avera.com; dvallejos-nichols@avera.com; Peter H. Weinberger <PWeinberger@spanglaw.com>; Dustin Herman <DHerman@spanglaw.com>; Erika Sneeringer <esneeringer@sfspa.com>; Diane Bosworth <Diane@romanolawgroup.com>; Jamey Szerdi <jamey@romanolawgroup.com>

Subject: RE: TIME SENSITIVE Opioid Litigation Update: Purdue – Marion County

Importance: High

Dear Donnita and Matthew,

Attached please find correspondence regarding the Purdue bankruptcy plan. As we have filed a “proof of claim” on your behalf in this bankruptcy, you are entitled to vote for or against this proposed plan.

We believe this bankruptcy plan is in the best interest of our clients, in view of the potential risks and costs of continued litigation.

All Bankruptcy Plan related materials are set forth in the link below for your review:

<https://sfspa.sharefile.com/d-s14775eca95d947ffb16497817502e589>

We encourage you to please review the materials in this link and the attached correspondence, and **advise us via email no later than July 12, 2021, whether you support this bankruptcy plan.** We must submit your vote no later than July 14, 2021.

If you have any questions regarding this proposal, please feel free to contact any of our attorney's on our team.



With Kindest Regards & have a Blessed day,
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 **Please consider the environment before printing this e-mail.**

From: Jamey Szerdi <jamey@romanolawgroup.com>
Sent: Friday, June 4, 2021 5:17 PM
To: Donnita.Martin@marioncountyfl.org; Matthew.Minter@marioncountyfl.org
Cc: Brent Ceryes <bceryes@sfspa.com>; Eric Romano <eric@romanolawgroup.com>; Phil Federico <pfederico@sfspa.com>; Matt Legg <mlegg@sfspa.com>; John Romano <john@romanolawgroup.com>; mavera@avera.com; RodSmith@avera.com; dvallejos-nichols@avera.com; Peter H. Weinberger <PWeinberger@spanglaw.com>; Dustin Herman <DHerman@spanglaw.com>; Erika Sneeringer <esneeringer@sfspa.com>; Diane Bosworth <Diane@romanolawgroup.com>; Jamey Szerdi <jamey@romanolawgroup.com>
Subject: RE: IMPORTANT Update re: Opioid Litigation - Marion County
Importance: High

Dear Donnita and Matthew,

I am writing with an update on the Opioid litigation. This past April, our office provided you a copy of a proposed Memorandum of Understanding which would govern the allocation any settlement funds obtained through this litigation. We included with the MOU an explanatory letter, as well as a proposed resolution for consideration by your Commission. Shortly thereafter, based on several meetings between the AG's office and cities and counties through the state, several clients proposed minor amendments to the MOU. In view of the potential for amendments, we suggested that you delay bringing the MOU and the associated resolution before your Commission, to allow time for further discussion of these revisions.

Since that time, a number of cities and counties throughout the state have returned signed resolutions agreeing to the previously circulated MOU. Because of this, the Deputy Attorney General, John Guard, has advised that he is not inclined to make any further revisions to the MOU at this time. Instead, his preference is to discuss any proposed changes in a final agreement, which will be negotiated after broad adoption of the MOU.

Based on these developments, we believe it is now prudent for you to bring this MOU and resolution before your commission. We suggest that you do so in the 60 days, if possible. As before, we believe this MOU reflects a reasonable compromise between the State and its political subdivisions. We have included the previously circulated materials with this email. As always, we are happy to answer any questions that you may have about this MOU, or the litigation in general.



With Kindest Regards & have a Blessed day,
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From: Jamey Szerdi <jamey@romanolawgroup.com>
Sent: Thursday, May 27, 2021 11:46 AM
To: Donnita.Martin@marioncountyfl.org; Matthew.Minter@marioncountyfl.org
Cc: Brent Ceryes <bceryes@sfspa.com>; Eric Romano <eric@romanolawgroup.com>; Phil Federico <pfederico@sfspa.com>; Matt Legg <mlegg@sfspa.com>; John Romano <john@romanolawgroup.com>; mavera@avera.com; RodSmith@avera.com; dvallejos-nichols@avera.com; Peter H. Weinberger <PWeinberger@spanglaw.com>; Dustin Herman <DHerman@spanglaw.com>; Erika Sneeringer <esneeringer@sfspa.com>; Diane Bosworth <Diane@romanolawgroup.com>; Jamey Szerdi <jamey@romanolawgroup.com>
Subject: RE: Opioid Litigation Q&A Session w/ Deputy Atty General-Marion County
Importance: High

Dear Donnita & Matthew,

Although you may have already received this information from the Attorney General's Office, we are passing it along to you just in case. There are two upcoming Q&A sessions with Deputy Attorney General John Guard, to address any remaining questions or concerns regarding the Memorandum of Understanding (MOU) and proposed allocation agreement between the state and local governments. The sessions will take place on June 1 and June 7. A representative from our team will attend both sessions. If you would like to participate, you may [CLICK HERE](#) to sign up.



With Kindest Regards & have a Blessed day,
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Please consider the environment before printing this e-mail.

From: Jamey Szerdi

Sent: Thursday, May 6, 2021 4:23 PM

To: Donnita.Martin@marioncountyfl.org; Matthew.Minter@marioncountyfl.org

Cc: Brent Ceryes <bceryes@sfspa.com>; Eric Romano <eric@romanolawgroup.com>; Phil Federico <pfederico@sfspa.com>; Matt Legg <mlegg@sfspa.com>; John Romano <john@romanolawgroup.com>; mavera@avera.com; RodSmith@avera.com; dvallejos-nichols@avera.com; Peter H. Weinberger <PWeinberger@spanglaw.com>; Dustin Herman <DHerman@spanglaw.com>; Erika Sneeringer <esneeringer@sfspa.com>; Diane Bosworth <Diane@romanolawgroup.com>

Subject: Re: Opioid Litigation Update-MOU- Marion County

Importance: High

Dear Mr. Minter & Ms. Martin,

We are writing to provide you with an update regarding MOU. Last week, Deputy Attorney John Guard held several video conference meetings with local governments throughout the state to discuss the Memorandum of Understanding we circulated to you several weeks ago. You should have received invitations for these meetings directly from the Attorney General's office. Our team attended each of these meetings. Among those cities and counties in attendance, there is general agreement with the substantive aspects of the MOU. However, certain local governments have requested relatively minor amendments to the MOU. These revisions primarily concern non-qualified counties, to ensure that Managing Entities provide appropriate levels of service in each non-qualified county. We will be discussing these requests with the AG's office over the coming days.

In view of the potential for changes, we would recommend that you defer a vote on the resolution until we have a final version of the MOU. While this could occur in the next couple weeks, at this point we believe it would be best to plan for a vote no earlier than June. We understand that certain commissions may go into recess over the summer months, which could create scheduling difficulties. If you have any questions about this timeline, please feel free to reach out to us to discuss your particular situation.

Thank you for your time and patience, have a great rest of the week!



With Kindest Regards & have a Blessed day,
Jamey H. Szerdi | Mass Tort Legal Assistant
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