



IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

IN RE OPIOID LITIGATION

Civil Action No. 21-C-9000 MFR

THIS DOCUMENT APPLIES TO:

STATE OF WEST VIRGINIA, ex rel.
PATRICK MORRISEY, Attorney General

Plaintiff,

v.

Civil Action No. 19-C-105 BNE

JANSSEN PHARMACEUTICALS, INC.,
et al.

Defendants.

**ORDER GRANTING IN PART AND DENYING IN PART
PLAINTIFF'S MOTION TO ENFORCE SETTLEMENT AGREEMENT
AND DEFENDANTS' CROSS-MOTION TO ENFORCE SETTLEMENT**

Pending before the Mass Litigation Panel ("Panel") are the *Motion to Enforce Settlement Agreement* (Transaction ID 67925595), filed by Plaintiff, the State of West Virginia, ex rel. Patrick Morrissey, Attorney General (the "State"), and the *Cross-Motion to Enforce Settlement* (Transaction ID 67981003), filed by Defendants Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc. n/k/a Janssen Pharmaceuticals, Inc., Janssen Pharmaceutica, Inc., n/k/a Janssen Pharmaceuticals, Inc., and Johnson & Johnson (collectively, "Janssen"). Upon review of the State's Motion, Janssen's Cross-Motion, the Parties' respective Oppositions, and all Exhibits thereto, the Motion and Cross-Motion are **GRANTED IN PART** and **DENIED IN PART** as follows:

The State is **ORDERED** to provide releases from the Mason County Board of Education and the Kanawha County Board of Education within 45 days of the issuance of this Order. Should the State fail to do so, the Panel **ORDERS** the Settlement between the Parties reflected in

the Term Sheet executed on April 18, 2022, be enforced in accordance with Term Sheet paragraphs 1 through 4 as though the Mason County Board of Education and the Kanawha County Board of Education and their respective student populations have not provided releases.

All exceptions and objections are noted and preserved for the record.

A copy of this Order has been electronically served on all counsel of record this day via File & Serve*Xpress*.

It is so **ORDERED**.

ENTERED: October 18, 2022.

/s/ Alan D. Moats
Lead Presiding Judge
Opioid Litigation

/s/ Derek C. Swope
Presiding Judge
Opioid Litigation