

cc: Tom A.
Brian L.

**ATTORNEY GENERAL
DEPARTMENT OF JUSTICE**

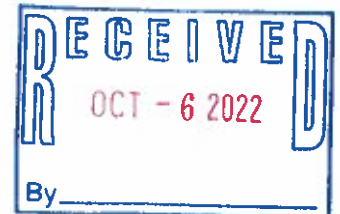
33 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

JOHN M. FORMELLA
ATTORNEY GENERAL



JAMES T. BOFFETTI
DEPUTY ATTORNEY GENERAL

October 4, 2022



James Kennedy, City Solicitor
City of Concord
41 Green Street
Concord, NH 03301

Re: Third Opioid Litigation Settlement Fund Distribution pursuant to RSA
126-A:83, II

Dear Mr. Kennedy:

First, let me express my personal thanks for your assistance in securing the release from your jurisdiction for the State's settlement with Johnson & Johnson. We received releases from all 47 of the litigating and primary non-litigating subdivisions, enabling us to proceed. I expect that the state will receive payment under that settlement in the next few weeks. More on that in the weeks to come.

New Hampshire has received the second opioid related settlement payment from the State's settlement with the three major opioid distributors (*State of New Hampshire v. Cardinal Health, McKesson Corp., and AmerisourceBergen Corp.*, Merrimack County 217-2019-CV-00220). The total amount of the second payment was \$5,213,525.02. As a qualifying political subdivision, you will be receiving a distribution of your share of 15% of those funds from the State Treasurer. Fifteen percent of those two payments is \$782,028.75. Distributions are based on the 2020 census figures¹¹, with adjustments for counties for those cities or towns within that county that also filed suit.

The payment to Concord is in the amount of \$24,960.24.

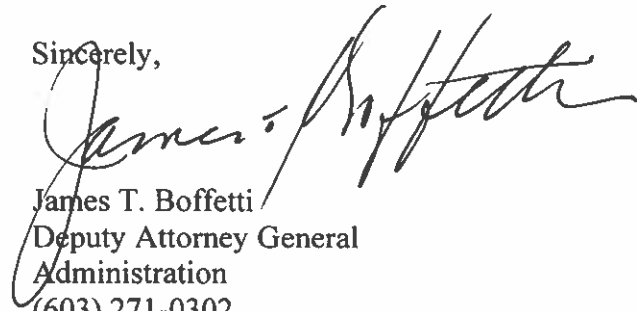
¹¹ SB 275, a bill amending RSA 126-A:83-86 was passed by the Legislature and signed by the Governor. That bill, in part, amended the statute to use the latest census figures.

Under state law, all of these funds are to be used for abatement purposes to fight an opioid epidemic that remains a significant problem in our state and local communities.

There is a reporting requirement for each county, city or town that receives funds under the statute that requires you to provide to the Department of Health and Human Services and the Opioid Abatement Trust Fund Commission a detailed account of all monies spent on approved uses (for opioid abatement purposes). NH RSA 126-A:84, IV. That report was due on or before September 1, 2022. If you reserved funds from prior opioid settlement distributions¹², please include in your report how all prior funds were spent.

If you have any questions about this or other potential opioid related settlements, feel free to reach out to me.

Sincerely,



James T. Boffetti
Deputy Attorney General
Administration
(603) 271-0302
james.boffetti@doj.nh.gov

JTB/cbw
Enclosure

¹² There have been two prior distributions, one in June, 2022 and the other in May, 2021.