



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Authorizing Dismissal of SAJ Distributors from the Tribe's Opioid Lawsuit)

WHEREAS, The Constitution of the White Mountain Apache Tribe ("Tribe") of the Fort Apache Indian Reservation provides, at Article IV, Section 1(a) that the Tribal Council ("Council") shall exercise the power, "To represent the Tribe and act in all matters that concern the welfare of the Tribe..."; and

WHEREAS, By Council Resolutions No. 07-2020-174 and 03-2021-58 the Council authorized the Tribe's joining the Multi District Litigation ("MDL") suits against opioid manufacturers, distributors, and marketers; and

WHEREAS, Tribal plaintiffs, including the Tribe, have reached settlements with the major defendants in these cases, for which the Tribe has already received some funding, and will continue to receive for more than a decade; and

WHEREAS, In its final stages, it is now necessary to dismiss from the MDL defendants whose activities were in parts of the country that did not affect the Tribe and its members or whose financial statuses are unable to lead to any substantial recovery by the Tribe or other plaintiffs; and

WHEREAS, The Tribe's lead litigation counsel in the MDL, Fields, Hans & Cunniff, PLLC, has recommended that the Tribe dismiss from its suit, SAJ Distributors, whose involvement appears to be, primarily, as a regional distributor for Walgreens for two months during 2012, whose activities were unlikely to have impacted the Tribe; and

WHEREAS, Tribal Council agrees with the recommendation of the Tribe's litigation team, and finds that dismissing SAJ Distributors from the MDL is appropriate at this time, will not disadvantage the Tribe, and is in the best interests of the Tribe and its members.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Tribe hereby authorizes litigation counsel Fields, Hans & Cunniff, PLLC to move the court to dismiss SAJ Distributors as a defendant from the opioid distributors suit.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that Fields, Han & Cunniff are hereby instructed to dismiss all further minor defendants from the suit, so long as the actions of said remaining defendants were unable to have directly harmed the Tribe or its members, any substantial recovery from said minor defendants is unlikely, and doing so will not disadvantage the Tribe.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal

Resolution No. 11-2024-226

Ordinances, or any material facts concerning the issues presented are later found to be false, this Resolution shall be deemed null and void and have no legal effect.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall supersede and govern over the conflicting subject matter.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Vice-Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on NOVEMBER 07, 2024 duly adopted by a vote of TEN for, ZERO against, and ZERO abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it under the enumerated powers listed in Article IV, Section 1, of the WMAT Constitution, so ratified on November 10, 2021, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).

<u>Kasey Velasquez</u>	<u>11.7.24</u>	<u>[Signature]</u>	<u>for 11/7/2024</u>
Kasey Velasquez, Chairman	Date	Vaneysa Johnson, Tribal Secretary	Date