



Agenda Item Summary

File #: 25-00666

Agenda Date: 8/12/2025

Agenda Item Name:

Approval to retain special counsel for insulin litigation.

Presenter:

Sylvia Torres, County Attorney 352-374-5218

Description:

There is currently multi-district litigation underway against a number of manufacturers and distributors of insulin. The basis of the litigation is that the cost of insulin was inflated due to price fixing. The firm representing the County in the opioid litigation is also involved in the multi-district litigation and has reviewed what the County has paid in insulin costs through its health plan over the pertinent period and believes that it is in the County's interest to participate in the litigation. We are in the process of negotiating an agreement with the firm which will be in the same general lines as the agreement we have with them in the opioid litigation.

Recommended Action:

Approve the County Attorney's request to retain special counsel for insulin litigation, authorize them to negotiate a retainer agreement with Napoli, Shkolnik to represent the County and authorize the Chair to sign the agreement on behalf of the Board of County Commissioners.

Prior Board Motions:

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Fiscal Note:

While it is impossible to determine what any recovery will be, the figures to date suggest that the County has paid over \$2,000,000 for insulin in the pertinent period. This contract will be paid on contingency (% of recovery) and that the costs are covered by law firm.

Strategic Guide:

All Other Mandatory and Discretionary Services

Background:

Sec. 21.42 – Special attorneys. Special attorneys shall be appointed only for the purposes and in the manner prescribed in this section. (a) Special attorneys to the Board may be appointed by motion, ordinance, or resolution, providing a description of the duties to be performed and the compensation to be paid. (b) Special attorneys may be appointed to represent the Board in legal actions involving specific matters or as subject-matter experts, subject to approval by the Board. (c) Bond counsel shall be selected and appointed by the Board from one or more qualified names submitted to the Board by

the County Attorney and the County Manager