

ORIGINAL
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RESOLUTION NO.: R-2023-091

*AUTHORIZING THE CITY MANAGER TO EXECUTE AND TO FILE A REQUEST FOR
EXCLUSION AND OTHER SUCH DOCUMENTS AS NECESSARY FOR THE CITY OF
COLUMBIA, SOUTH CAROLINA TO OPT OUT OF THE NATIONWIDE CLASS
SETTLEMENTS RELATED TO PFAS*

WHEREAS, the United States District Court for the District of South Carolina, Charleston Division, has issued an order for preliminary approval of nationwide class settlement agreements entered into by and among certain Class Representatives of public water systems and certain Defendants, including 3M Company, The Chemours Company, The Chemours Company FC, LLC, DuPont de Nemours, Inc., Corteva, Inc., and E.I. DuPont de Nemours and Company, in the multi-district litigation captioned *In Re: Aqueous Film-Forming Foams Products Liability Litigation*, MDL 2873 in, 2:18-mn-02873-RMG (“Class Action Settlements”);

WHEREAS, the City of Columbia, South Carolina wishes to opt out and/or file a Request for Exclusion to the aforementioned Class Action Settlements;

BE IT RESOLVED by the Mayor and Council of the City of Columbia, South Carolina this 21st day of November, 2023:

Section 1. That the City of Columbia, South Carolina finds that participation in the nationwide Class Action Settlements is not in its best interests.

Section 2. That the City of Columbia, South Carolina hereby expresses its intention to opt out of and/or file a Request for Exclusion from the Class Action Settlements.

Section 3. That the City of Columbia, South Carolina’s City Manager, Teresa B. Wilson (“City Manager”) is hereby expressly authorized to execute the documentation necessary for the City of Columbia, South Carolina to opt out of the Class Action Settlements, including but not limited to an affidavit and a Request for Exclusion, such documentation to be approved by the City Attorney.

Section 4. That the City Manager is authorized to take such other action as necessary and appropriate to effectuate the City of Columbia, South Carolina's decision to opt out of and/or file a Request for Exclusion from the Class Action Settlements.

Section 5. This Resolution is effective upon adoption, the welfare of the City of Columbia, South Carolina requiring it.

Requested by:

Assistant City Manager Clint Shealy



Mayor

Approved by:



City Manager

Approved as to form:



City Attorney

ATTEST:



City Clerk

Introduced: 11/21/2023

Final Reading: 11/21/2023