

A RESOLUTION

23-474

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

July 21, 2020

To declare the existence of an emergency with respect to the need to approve Contract No. DCCB-2020-C-0020 with Edelson PC to provide outside legal counsel to assist with litigation against Juul Labs, Inc., and to authorize payment for the goods and services received and to be received under the contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Contract No. DCCB-2020-C-0020 with Edelson PC Approval and Payment Authorization Emergency Declaration Resolution of 2020”.

Sec. 2. (a) There exists a need to approve Contract No. DCCB-2020-C-0020 with Edelson PC to obtain outside legal counsel to assist with litigation against Juul Labs, Inc., the dominant market player in a spiraling public health emergency of teenage e-cigarette use, as well as to assist with investigations of other e-cigarette manufacturers for violating the District’s Consumer Protection Procedures Act in the design and marketing of e-cigarette products. District teenagers and the public need protection against Juul’s deceptive and unfair trade practices. There is also a need to authorize payment for the goods and services to be received under Contract No. DCCB-2020-C-0020.

(b) Council approval is necessary to allow the Office of the Attorney General to obtain the services of outside legal counsel to assist with litigation against Juul Labs, Inc. Contract No. DCCB-2020-C-0020 is a multiyear contract, which has a 5-year base period calculated from the date of the contract’s award.

(c) Council approval is also necessary because the contract could require the payment of more than \$1 million during a 12-month period. The contract is a contingency fee contract with a cost reimbursement component, calculated as a percentage of any monetary award obtained by the Edelson PC on behalf of the District, payable only upon the District’s receipt of such an award.

**ENROLLED ORIGINAL**

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Contract No. DCCB-2020-C-0020 with Edelson PC Approval and Payment Authorization Emergency Act of 2020 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.