

A RESOLUTION

No. _____

AUTHORIZING THE RETENTION OF THE LAW FIRM OF MARTEN LAW LLP AS OUTSIDE LEGAL COUNSEL FOR LEGAL MATTERS RELATING TO CLASS ACTION LITIGATION RELATED TO AQUEOUS FILM-FORMING FOAM PRODUCTS

WHEREAS, federal multi-district class action litigation is currently pending against manufacturers of aqueous film-forming foam products; and

WHEREAS, E.I. Dupont de Nemours and Company and the 3M Company have negotiated preliminary settlements agreements with the plaintiffs; and

WHEREAS, the preliminary settlement agreements contain opt-out dates for potential claimants to decide to opt-in or opt-out of the settlement agreement; and

WHEREAS, the opt-out date for potential claims against E.I. DuPont de Nemours and Company is December 4, 2023 and the opt-out date for potential claims against the 3M Company is December 11, 2023; and

WHEREAS, the City of Fort Worth is a potential claimant against both defendants; and

WHEREAS, because of the extraordinary complexity of the litigation and the claims involved, the City Attorney recommends that the City retain outside legal counsel with the specialized knowledge and expertise necessary to advise the City; and

WHEREAS, the law firm of Marten Law LLP possesses the required knowledge and expertise to assist the City with its potential claims.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS, THAT:

1. The City is authorized to retain the law firm of Marten Law LLP as outside legal counsel pursuant to Chapter VI, §3 of the City Charter, for legal services related to pending class action litigation against E.I. Dupont de Nemours and Company, the 3M Company, and other defendants relating to aqueous film-forming foam products.

Adopted this _____ day of _____, 2023.

ATTEST:

By: _____
Jannette Goodall, City Secretary