

Updated 2022.09.20

For guidance only. Settlements are governed by the Settlement Agreements.

## Payment FAQs for the Distributor and Janssen National Settlements

- **Who is the Directing Administrator? Who is BrownGreer?**

BrownGreer is a settlement administration firm. They have been selected to serve as the Directing Administrator for the Distributor and Janssen National Settlements. BrownGreer handles the logistics of payments of settlement funds to Subdivisions (as well as to designated state-level funds, where applicable). Emails from BrownGreer will come from [directingadministrator@nationalopioidofficialsettlement.com](mailto:directingadministrator@nationalopioidofficialsettlement.com).

- **Are all Participating Subdivisions being paid through BrownGreer?**

No. Some states may choose to pay subdivisions directly, not through BrownGreer. So far, the states that are paying subdivisions directly are: Arkansas, Indiana, Nevada, New Hampshire, Pennsylvania, and South Carolina. If you have a question about whether your state is paying directly and not using BrownGreer, please contact your counsel or State Attorney General.

- **Does my Subdivision need to register to get paid?**

Yes, unless your state has chosen to pay subdivisions directly and not use BrownGreer. (See above.) As explained below, once BrownGreer has the information it needs from your State to begin the payment process, BrownGreer will email the authorized representative from the Subdivision with information about how to register for and create a “Portal.” It is critical that the authorized representative from the Subdivision follow the instructions and set up a Portal with BrownGreer and provide the information BrownGreer requests so that Brown Greer can process payments to the Subdivision.

- **Does my Subdivision need to register with BrownGreer if it previously registered with Rubris/DocuSign?**

Yes. Your Subdivision probably registered with Rubris and/or DocuSign as part of the process to sign up for the National Settlements and electronically “sign” participating forms. Whether your Subdivision did or did not register with Rubris/DocuSign for the participation process, if your Subdivision is entitled to direct payment of settlement funds, it now needs to register with BrownGreer for payment processing. A prior registration with Rubris/DocuSign is not enough. BrownGreer (and probably your state Attorney General and/or local coordinating counsel) will be sending repeated reminders to the authorized representative for your Subdivision to complete the Portal registration process, and upload a W-9 so that the Subdivision can get paid and to ensure future payments related to these settlements are processed in the same manner.

- **What information is being sent out concerning registration?**

Once BrownGreer has the information it needs from your State to begin the payment process, it will email the authorized representative from the Subdivision with instructions on how to register for the “Portal.” Emails from BrownGreer will come from [directingadministrator@nationalopioidofficialsettlement.com](mailto:directingadministrator@nationalopioidofficialsettlement.com) (or sometimes from [NoReply@nationalopioidofficialsettlement.com](mailto:NoReply@nationalopioidofficialsettlement.com)) The email from BrownGreer also will identify a BrownGreer Case Manager and provide an email address for the Case Manager that you can use to ask any questions. BrownGreer will send the emails to the “authorized representative” for the Subdivision based on information that your State Attorney General Office or counsel provides to

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BrownGreer. One of the lawyers associated with the Subdivision will always be copied on the emails BrownGreer sends to the Subdivision.

- **Who is BrownGreer sending information to? Will counsel be copied?**

BrownGreer sends emails to the “authorized representative” for the Subdivision based on information that your State Attorney General Office or counsel provides to BrownGreer. One of the lawyers associated with the Subdivision will always be copied on the emails BrownGreer sends to the Subdivision (generally the “contact counsel” identified in contingency fee applications to the Fee Panel).

- **How does my Subdivision register and provide information for payment?**

Once BrownGreer has the information it needs from your State to begin the payment process, it will email the authorized representative for your Subdivision with instructions on how to register for the “Portal.” Emails from BrownGreer will come from [directingadministrator@nationalopioidofficialsettlement.com](mailto:directingadministrator@nationalopioidofficialsettlement.com) (or sometimes from [NoReply@nationalopioidofficialsettlement.com](mailto:NoReply@nationalopioidofficialsettlement.com)). Once the Portal is set up on the website, the Subdivision’s authorized representative will use that Portal to provide additional information requested by BrownGreer, including a W-9.

- **What information do I have to provide to get paid?**

BrownGreer will ask you to confirm some general contact information for the Subdivision, complete a Payment Election Form with information on how and where payment is to be sent, and to provide a current W-9 for your Subdivision.

- **Who calculates how much my Subdivision will be paid?**

States may elect to calculate payment allocations themselves under a state Memorandum of Understanding or similar intra-state arrangement. Otherwise, BrownGreer will calculate how much your Subdivision is to be paid based on the terms of the Distributor and Janssen National Settlements. If BrownGreer does the calculation, your Subdivision will be given 21 days to object to the calculation once BrownGreer provides notice.

- **When will my Subdivision receive its first payment?**

The timing of payment depends on a few things. First, your State must have a Consent Judgment entered. Most States have completed this step. Second, BrownGreer must confirm certain specifics about the calculation and payment process. That process is on track on a rolling basis. Third, your Subdivision must register for and create a Portal with BrownGreer and provide the Payment Election form and W-9. BrownGreer will review and verify the information submitted, which could take 1-2 weeks. Once all the conditions have been met, BrownGreer will process payment to your Subdivision. Payments are issued on the 15<sup>th</sup> and last day of each month. However, it may take a few days for the payment to be received in your account.

- **How will my Subdivision receive payment?**

BrownGreer will ask your Subdivision to specify whether it wants payment by check or by wire transfer and the specifics for the chosen method. Your Subdivision will receive a separate payment for the Distribution and Janssen settlements, if it participated in both settlements. If you choose to receive a wire transfer, it will be coming under the name National Opioid Settlement Trust Fund.

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Please note that some states are paying subdivisions directly, not through BrownGreer. See discussion above.

- **My Subdivision participated in both the Distributor and the Janssen Settlement. Will it get one payment or two?**  
There will be separate payments for each settlement (although two may be issued on the same day).
- **Will my Subdivision receive notice of payment?**  
Yes. Your Subdivision will receive notice when a payment is being issued and counsel will be copied.
- **Are all Settling States paid at the same time?**  
No. BrownGreer is working with each Settling State on a rolling basis to confirm specific terms and logistics for payment. And a few States are still waiting for Consent Judgments to be entered.
- **Are all Subdivisions paid at the same time?**  
No. BrownGreer will process payments to participating Subdivisions on a rolling basis once it has the information it needs from the State and from the Subdivision. A Subdivision in a Settling State can get paid when BrownGreer has all the necessary information, even if other Subdivisions in the same State have not yet provided their payment information.
- **How will future payments under this settlement be handled?**  
Unless your State is paying subdivisions directly, future annual payments (beginning in the summer of 2023) will be made by BrownGreer using the payment information your Subdivision has provided. BrownGreer may ask your Subdivision to confirm contact, payment, and W-9 information for future payments.
- **If I have further questions, who do I contact?**  
If your Subdivision has received notice from BrownGreer ([directingadministrator@nationalopioidofficialsettlement.com](mailto:directingadministrator@nationalopioidofficialsettlement.com)), contact the Case Manager assigned to your Subdivision or your counsel. If there is no Case Manager assigned yet, you can email [directingadministrator@nationalopioidofficialsettlement.com](mailto:directingadministrator@nationalopioidofficialsettlement.com) for information on how to set up your Portal or with questions about payment logistics. If you have questions about how settlement funds are being allocated within your State, please ask your counsel or your State Attorney General Office. Certain information about intra-state agreements may also be found at <https://nationalopioidsettlement.com/> under the heading Additional Documents for Certain States.