

## MINNESOTA OPIOID LITIGATION BACKSTOP FUND FEE APPLICATION GUIDELINES

In order to seek payment from the Backstop Fund for the Wave 2 Settlements, Counsel must apply for payment through the Special Master (the "Application") on or before 4:30 PM (CST) on October 29, 2025.

Each Application shall include the following information:

|                                                                                           |  |
|-------------------------------------------------------------------------------------------|--|
| <i>Firm Name(s)</i>                                                                       |  |
| <i>Client(s) Represented</i>                                                              |  |
| <i>Total Settlement Amount Obtained for Each Client</i>                                   |  |
| <i>Total Attorney Fees Claimed for Each Client</i>                                        |  |
| <i>Total Attorney Fees Awarded for Each Client From the National Contingency Fee Fund</i> |  |
| <i>Total Attorney Fees Sought From Backstop Fund for Each Client</i>                      |  |

In addition to information provided above, each application for payment shall include:

- (1) Copies of all documents submitted in support of any application to the National Contingency Fee Fund and a copy of the final award of any attorney fees;
- (2) Copies of any applicable contingency fee contracts with Litigating Local Governments; and, certifications that said contingent fee agreements have been waived;
- (3) A description of the complexity of the legal issues involved in the MDL Matter, *In Re National Prescription Opiate Litigation*, MDL 2804 and addressed by Counsel; work done by Counsel to directly benefit their Litigating Local Government clients, and the reasonableness and appropriateness of the fees requested in light of the considerations found in Minn. R. Prof. Cond. 1.5.
- (4) The identity of the lawyers or legal professionals within Counsel's firm who performed the work described in (3) above and;
- (5) Any other information required for the Special Master's assessment of the fee application under Section VI G. of the MOA or otherwise deemed relevant by Counsel.

All Applications shall be published on the official online web platform and be matters of public record. Counsel shall not be required to disclose work product, proprietary or confidential information, including but not limited to detailed billing or lodestar records.

After reviewing all timely submitted applications, the Special Master will issue a percentage-based interim award addressing all timely submissions, allocating existing and projected funds currently available in the Backstop Fund among the applicants based on their submissions.

The applicants will have until November 12, 2025 to provide comments, objections, or additional information to the Special Master regarding the interim award. The Special Master will issue a final award following the notice and comment period. The Special Master's decision will be publicly available on the online web platform. Pursuant to the MOA, the Special Master's determinations are final.

In the event the Backstop Fund exceeds the amount necessary for payment to Counsel, the Special Master will distribute any excess amount to Participating Local Governments pursuant to VI.I of the MOA.

Please submit applications to and direct any questions or comments to Kim Lewis of the Special Master's office at [klewis@larsonking.com](mailto:klewis@larsonking.com).