**Appendix 8**

## BOE Agenda Item Executive Summary
## Date: September 11, 2023

Topic: Settlement of lawsuit against Altria Group, Inc., and various other manufacturers and distributors of vaping and e-cigarette products.

Background Information (History, Rationale, etc): On September 12, 2022, the board approved a resolution to engage legal counsel to initiate litigation against Juul Labs, Inc., and associated defendants, alleging various claims related to the use of vaping and e-cigarette products among students attending USD 259. Juul and several co-defendants extended a settlement offer that USD 259 accepted in March of 2023. But a number of co-defendants did not settle and proceeded to trial. During trial, Altria Group, Inc., Philip Morris USA, Inc., Altria Client Services LLC, Altria Enterprises LLC, and Altria Group Distribution Company extended an offer to settle USD 259's claims and that of other members of the MDL. USD 259 will receive $339,269 in exchange for a release of claims. It is recommended that the Board accept the settlement offer.