

Department of Law
House Finance Subcommittee

Examples of Recoveries Law Has Not Pursued Because of Lack of Resources

February 17, 2017

Anti-Trust Work

1. Teva Pharmaceuticals/Mylan Labs lawsuit. This multistate case was filed by 20 states against two generic drug manufacturers on December 15, 2016 alleging they conspired to fix the price of an antibiotic (doxycycline) and a diabetes drug (glyburide). We were generally aware of this investigation, but did not have the resources to participate. We are looking into joining the lawsuit now, but the time to join may have already passed.
2. We have been monitoring several securities antitrust matters involving alleged agreements to set certain market interest rates. We have joined one case (details are still confidential), but have not had the resources to seriously explore others. These cases affect investments, and are potentially worth millions.
3. Another case involved price fixing of LCD's brought by 8 states. We did not participate in that case. That case settled for \$1.1 billion, with \$692 million going to compensate consumers in 24 states. New York received \$8 million in penalties from that case.

Environmental (Here is a list of larger expenditure contaminated sites where cost recovery is outstanding and we do not have attorney resources to pursue. Not all of these expenditures are barred by a statute of limitation because the expenditures involve hazardous substance CERLCA sites. These are approximate costs.)

1. Federal Bureau of Land Management Contaminated Sites Statewide: \$56,000
2. Ross Adams Mine. \$108,000
3. Salt Chuck Mine. \$64,000
4. Alaska Real Estate Site. \$500,237
5. Kotzebue BIA School. \$189,352
6. Tok Tesoro UST site. \$60,798
7. Coastal Drilling Mud Pits. \$481,694
8. Gaffney Road Area Wide Contamination. \$2,700,000
9. MC Commercial Cleaners. \$1,495,750
10. Vicki Lane Buried Drum Site. \$52,296
11. Six Mile Benzene Plume. \$1,000,000