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IOWA DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

October 12, 2022

Victoria Newton
Executive Secretary
Executive Council
State Capitol

Re: Retention of Special Counsel

Dear Victoria:

Our office requests authorization pursuant to Iowa Code section 13.7 to retain Special Counsel to provide legal services and representation to the University of Iowa Hospitals and Clinics (UIHC) and former UIHC employee Dr. Ademola Abiose (Abiose) with respect to claims asserted in *D.J. et al. v. University of Iowa Hospitals and Clinics, et al.*, Case No. 2:22-cv-00752-CB (W.D. Pa. 2022) (Fabry Working Group Litigation).

The Fabry Working Group Litigation is a putative class action filed in a Pennsylvania federal court against physicians who participated in the Fabry Stakeholders Working Group (FSWG) and the institutions – both public and private – at which they were employed. The claims arise from the FSWG's work with Genzyme Corporation and Sanofi US Services Inc. (Genzyme Sanofi) relating to recommendations for the use of the drug Fabrazyme during a period of limited supply. This case presents unique challenges due to the nature of the claims and the foreign venue in which it is filed.

This office has consulted with UIHC and we have determined that it would be in the best interests of the State to coordinate and cooperate with other public-entity defendants in the defense of this matter. We propose to retain the same law firm that currently represents the University of Minnesota Medical Center (UMMC) as special counsel and share the costs of defense. We recommend Husch Blackwell, 120 South Riverside Plaza, Suite 2200, Chicago, IL 60606-3912. Fees charged will be reduced 15% from standard rates and range from \$680 to \$370 per hour. Fees and associated costs of litigation will be paid by UIHC.

Accordingly, our office recommends Husch Blackwell be approved as Special Counsel.

Sincerely,

JEFFREY S. THOMPSON
Solicitor General