

Attorney General Quarterly Report Pursuant to Act 273 of 2012

Case Name of Court Order or Settlement Agreement and the amount of funds received by the Office of the Attorney General for each Court order or Settlement Agreement during the first quarter:

State of Arkansas ex rel., Dustin McDaniel v. Ascendone Corp, et al. Case No. CV2010-6280(Pulaski County, Arkansas-9th Division). \$30,233.33 recovered this quarter. Counsel for the Attorney General's Office worked with other State Attorneys General and opposing counsel in jointly drafting this agreement.

State of Arkansas ex rel., Dustin McDaniel v. National Credit Adjusters, Case No. 60-CV-2012-3396 (Pulaski County, Arkansas-2nd Division). \$66,666.66 recovered this quarter. Counsel for the Attorney General's Office negotiated and jointly drafted this agreement with opposing counsel. Once both sides agreed to specific language in the document it was submitted to the Court for review and approval.

State of Arkansas ex rel. Dustin McDaniel v. Penguin, et al., Case No. 12-CV-3394 (United States District Court for the Southern District of New York). \$44,846 recovered this quarter. Counsel for the Attorney General's Office worked with other State Attorneys General and opposing counsel in jointly drafting this agreement.

In re Google, Inc. \$114,712.97 recovered this quarter. Counsel for the Attorney General's Office worked with other State Attorneys General and opposing counsel in jointly drafting this agreement.

Rationale for Expenditures

-The distributions that relate to "Got Your Back Arkansas" have been expended pursuant to the authority and obligation of the Consumer Protection Division to "promote consumer education" and "enforce" the provisions of the Arkansas Deceptive Trade Practices Act (Ark. Code Ann. §4-88-101 et seq.). The funds that were used to support these cases were from recoveries obtained in other consumer protection cases. There is no specific mention of "Got Your Back Arkansas" in the relevant Orders.

-The distribution that relates to the Consumer Complaint Tracking System Development was made to assist the Attorney General's office modernize the way consumer complaints are received and mediated. Currently, consumer complaints are primarily received in hard copy paper form. This new system will allow the Attorney General's Office to go "paperless" which will allow the complaints to be handled with greater efficiency and at lower cost to the Office. The funds that were used to support this distribution came from the Abbott Laboratories litigation, which was a case that focused on unapproved uses of the prescription drug, Depakote, which caused significant public harm. There is no specific mention of the Consumer Complaint Tracking System in the relevant Order.

-The distribution that relates to the Department of Veterans' Affairs is designed to assist with the construction of a new facility to service veterans. The funds used to support this award came from the Pfizer litigation involving the prescription drugs, Lyrica and Zyvox, which focused on unapproved uses of those drugs, which caused significant public harm. There is no specific mention of the Department of Veterans' Affairs in the relevant Order.

-The distribution that relates to the Department of Human Services is a distribution designed to assist with a grant to provide free vision exams and glasses to lower to middle income, uninsured children. There is no specific mention of the Department of Human Services in the relevant Order.

-The distribution that relates to office renovations relates to the Attorney General's lease obligation and renovations currently being done pursuant to that lease obligation. There is no specific mention of the lease obligation in the relevant Order.

-The rationale for other distributions are contained in the attached Excel spreadsheet.

Report of current balances of all unappropriated cash funds as of 7/15/13

General Cash - \$ 20,928.46

Consumer Education and Enforcement - \$863,011.60

Clearing - \$2,965,313.58

Consumer Reimbursement -\$6,195.50

Petty Cash - \$2,475.00

OFFICE OF THE ATTORNEY GENERAL**CASH ACCOUNT INFORMATION****April 01, 2013 thru June 30, 2013****RECEIPTS**

CASE	AMOUNT	USES
Google Streetview	\$ 114,712.97	CE&E
Ebooks	44,846.00	CE&E
Ascendone/Amerix	30,233.33	CE&E
National Credit Adjusters, LLC	66,666.66	Restricted
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	\$ 256,458.96	

DISBURSEMENTS

CASE	AMOUNT		Purposes
Consumer Health Benefits	\$ 74,079.70	Restitution checks distributed to consumers	enforcement activity
Eli Lily	5,758.53	Cyber Crimes enforcement	enforcement activity
Eli Lily	10,367.88	Expert Witness Fees	enforcement activity
Eli Lily	18,421.53	Litigation Expense	enforcement activity
Eli Lily	54,709.35	Consumer Complaint Tracking System Development	enforcement activity
Abbott Lab	20,060.09	Got Your Back Arkansas Initiative	consumer education
Abbott Lab	6,007.76	Litigation Expense	enforcement activity
Abbott Lab	9,478.21	Cyber Crimes enforcement	enforcement activity
Abbott Lab	100,406.65	Expert Witness Fees	enforcement activity
Abbott Lab	526,441.99	Renovation Expense	See quarterly report
Abbott Lab	10,090.65	Consumer Complaint Tracking System Development	See quarterly report
Abbott Lab	42.00	Protecting Arkansans Seminar	consumer education
Pfizer, Inc.	200,000.00	Department of Veterans Affairs	See quarterly report
Pfizer, Inc	50,000.00	Department of Human Services	See quarterly report
TOTAL DISBURSEMENTS	\$ 1,085,864.34		