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September 18, 2020

VIA ELECTRONIC FILING

The Honorable Kevin W. Eide
Carver County Justice Center
604 East 4th Street
Chaska, MN 55318

Re: In re The Estate of Prince Rogers Nelson
Court File No. 10-PR-16-46

Dear Judge Eide:

This firm, together with Berens & Miller P.A., represents CAK Entertainment, Inc. (“CAK”) in the above referenced proceeding. I write to request the Court’s guidance and consideration with respect to certain matters regarding the mediation that the Court, in its August 28, 2020 Order (the “August 28 Order”), directed the parties to engage in by October 1, 2020, and the evidentiary hearing scheduled for October 13-15, 2020.

First, CAK respectfully requests that the Court extend by one week, *i.e.*, until October 8, 2020, the deadline for the parties to engage in mediation, a process that, of course, could, and very well may, obviate the need for the evidentiary hearing. CAK did not receive notice of the Court’s August 28 Order until September 10, 2020—nearly two weeks after the Court issued that Order—when the SSA, Mr. Gleekel, forwarded a copy of the same to counsel for both CAK and NorthStar. I understand that NorthStar also first became apprised of the Court’s Order on that date, *i.e.*, September 10th, and that Mr. Gleekel only learned of its entry one day prior to that date, when, as we understand it, the Order was first posted to the Court’s docket for this proceeding. As a result of the delay in the parties’ receipt of notice of the Court’s August 28 Order—which substantially reduced the time for the parties to arrange to convene the mediation before the October 1st deadline—and in consideration of certain other professional and personal commitments of counsel for CAK (including significant federal court trial-related proceedings scheduled for the last week of September and the upcoming Jewish holidays), CAK respectfully requests that the Court extend the deadline for the mediation through October 8, 2020 to afford the parties sufficient time to engage a mediator and prepare for and meaningfully participate in the mediation process. To clarify, CAK is not requesting a postponement of the evidentiary hearing in the event that the mediation is unsuccessful.

The Honorable Kevin W. Eide
September 18, 2020
Page 2

If the parties are unable to resolve this matter at the mediation, CAK further respectfully requests, in light of the ongoing pandemic, that the Court permit CAK and its counsel to appear and participate in the October 13-15 evidentiary hearing by videoconference. CAK's principal, Charles Koppelman, who resides in Long Island, New York and will be a necessary witness at the hearing, is eighty years of age and has been directed by his physician in unequivocal terms to abstain from all travel (even to CAK's offices in Manhattan) and to strictly avoid public gatherings and accommodations of any sort to reduce his risk of contracting COVID-19. As CAK's principal trial counsel, I similarly have grave concerns about traveling by air, using restaurant and hotel accommodations and appearing in a public courthouse for a multi-day evidentiary hearing while the current pandemic remains a significant, ongoing health threat, particularly as I am in my late sixties and have suffered from recurrent bronchitis over a period of many years, which places me in a heightened risk category for COVID-19. In light of the foregoing, CAK respectfully requests that Mr. Koppelman and I be permitted to appear and participate in the evidentiary hearing—in the event that a hearing remains necessary following the mediation—by whatever remote means the Court may direct.

Mr. Gleekel and NorthStar have confirmed that they do not oppose the foregoing requests.

We are of course fully available to address any questions that the Court may have regarding the foregoing, and thank Your Honor for your considered attention to these matters.

Respectfully submitted,

John J. Rosenberg

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cc: All counsel of record (via electronic filing)