

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

October 16, 2020

VIA EFS

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

Dear Judge Eide:

On Monday October 12, 2020, it came to my attention via a posting on the MNCourt.Gov site of the order denying my request for Heirs Representative fees had been filed on September 18th, 2020; however, I was not served with the order through an e-file notification. After inquiring with others, it appears that all the individuals who were supposed to be e-served also did not receive the order, therefore, I make this request at this time.

I write on behalf of Sharon, Norrine, John Nelson (“SNJ”), and myself to request permission to bring a motion for reconsideration of the Court’s September 18, 2020 Order denying my request for Heir Representative fees, pursuant to Minn. R. Gen. P. 115.11. Motions for reconsideration can serve a helpful purpose for the Court, in that they permit the Court to correct errors or omissions in a prior order without the need or expense of time-consuming appeals. *See* Minn. R. Gen. P. 115.11: Advisory Committee Comment – 1997 Amendment.

I ask the Court to consider the following compelling circumstances and request a Motion to Reconsider.

Gregg Walker the Heirs representative for (OTA) and Comerica entered into a settlement agreement for Mr. Walker’s fees filed by Comerica’s counsel on September 25th, 2020. Considering the Courts May 25th, 2018 Order, the Court explained, “Mr. Walker and Mr. Spicer **shall jointly serve as Heirs representatives** yet the Court has denied my fees in its entirety. I worked with Mr. Walker on Estate matters, including but not limited to attending weekly discussions and monthly meetings with the Personal representative. The efforts of which benefited the Estate through improved communications, improvement of entertainment deals, deals that the Estate entered into resulting in benefits to the Estate.

Comerica admits that coming to an agreement with Mr. Walker is “in the best interest of the Estate in light of the risks involved, the attorneys’ fees and costs that would be incurred in the absence of a settlement (including associated with an appeal), and the releases provided to the Estate and the Heirs.” Comerica also explicitly requested that the Court approve the agreement with Mr. Walker.

I currently work with the Estate in my court appointed role as an advisor to the Heirs for the benefit of the Estate and should also be granted an opportunity to formally discuss an agreement with Comerica directly or through mediation and not solely denied fees for the work I've done by appointment of the Court. Comerica even considers in its Response Motion "the personal representative does not oppose Mr. Spicer's request to receive some compensation from the Estate." Considering this statement along with their agreement with Mr. Walker leads me to believe, they would be open to discussions regarding my fees.

Over the past two years, fee statements of Comerica, have specifically stated meetings with Heirs representatives, meetings and work that I still currently participate in and provide which benefits the Estate, benefits and results that are ongoing and numerous, yet the Court did not consider that work with Heirs Representative appears in Comerica's fee submission statements.

The Courts April 16, 2020 order stated that No Oral argument will be held and that the motion would be taken under advisement based on the written record of July 20, 2020. It is challenging to attempt to convey and provide an understanding of the processes and examples of work required in this complex entertainment business Estate on an affidavit and motion papers alone. The process from initial meetings, subsequent meetings and all the email discussions required which resulted in all the various benefits to the Estate are numerous, oral argument would have made things much clearer for the Court.

There is an excessive amount of work I have done over the two years for the benefit of the Estate which can be supported through meeting minutes, communications, reviews, edits, licensing reviews, approvals, and general entertainment business advice that has been used to benefit the Estate. The Court did not specify what information would satisfy establishing the specific work performed which increased income to the Estate or decreased the expenses incurred by the Estate in order to receive fees.

I have worked diligently and professionally in the best interest of Prince's Legacy, the Heirs and with Comerica for two years in my role and we have made many accomplishments that benefited the estate, in addition none of the Heirs opposed my request for fees.

We respectfully ask that the Court reconsider its position and grant a motion to reconsider.

Sincerely,

Charles F. Spicer Jr.
Court Appointed Advisor (SNJ)

Cc: Heirs and Comerica