

STATE OF MINNESOTA
COUNTY OF CARVER

DISTRICT COURT
FIRST JUDICIAL DISTRICT
PROBATE DIVISION

In the Matter of:

Court File No. 10-PR-16-46
Judge Kevin W. Eide

Estate of Prince Rogers Nelson,

Decedent.

**COMERICA BANK & TRUST, N.A.'S
MEMORANDUM OF LAW IN SUPPORT
OF MOTION TO FILE UNDER SEAL
COMERICA BANK & TRUST, N.A.'S
RESPONSE TO NELSON OBJECTION
TO PROPOSED BUSINESS
TRANSACTION AND SUPPORTING
DOCUMENTS**

Comerica Bank & Trust, N.A., as the Personal Representative of the Estate of Prince Rogers Nelson (the "Personal Representative"), submits this Memorandum in Support of its Motion to File under Seal the following documents: Comerica Bank & Trust, N.A.'s December 1, 2017 letter response to the November 20, 2017 letter from Sharon, John, and Norrine Nelson objecting to the Estate's proposed business transaction ("Comerica Letter Response"); and the November 30, 2017 Declaration of Troy Carter ("Carter Declaration") and its Exhibit A.

The Comerica Letter Response, the Carter Declaration, and Exhibit A to the Carter Declaration all contain confidential financial information and confidential business information related to the Estate and a prospective entertainment transaction.

The purpose of these redactions is supported by the need to maintain the confidentiality of the Estate's confidential business transaction. Specifically, the redacted information qualifies as confidential commercial information under Minn. R. Civ. P. 26.03(g), and there is no historical right of access to the information under the test articulated in *Minneapolis Star &*

Tribune Co. v. Schumacher, 392 N.W.2d 197 (Minn. 1986). Revealing the redacted information could adversely impact the ongoing administration of the Estate and potentially subject the Estate to liability, including via the disclosure of confidential business negotiations with third-parties. Redacted versions of the Comerica Letter Response, the Carter Declaration, and Exhibit A to the Carter Declaration have been filed publicly.

Accordingly, the Personal Representative respectfully requests that the Court permit it to file under seal the unredacted Comerica Letter Response, Carter Declaration, and Exhibit A to the Carter Declaration.

Dated: December 1, 2017

/s/ Joseph J. Cassioppi

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