

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF CARVER

FIRST JUDICIAL DISTRICT
PROBATE DIVISION

CASE TYPE: Special Administration

In the Matter of:Court File No. 10-PR-16-46
Judge Kevin W. Eide

Estate of Prince Rogers Nelson

Decedent.

**MEMORANDUM IN SUPPORT OF
SECOND SPECIAL ADMINISTRATOR'S
MOTION TO FILE REPORT AND
RECOMMENDATION UNDER SEAL**

Pursuant to Minn. Stat. § 524.3-617 and the Court's letters of special administration dated August 18, 2017, Peter J. Gleekel and Larson • King, LLP were appointed the Second Special Administrator of Decedent's estate. The Second Special Administrator was tasked with conducting an independent examination of the facts, circumstances and events relating to the rescission of the UMG Agreement, including the negotiations and considerations with respect to the UMG Agreement and all those persons and entities involved and/or aware of said negotiations. The Second Special Administrator was also requested to determine whether the Estate has a reasonable basis for a claim(s) against any person or entity in connection with the rescission, and subsequently report in writing to the Court with respect to whether pursuing any such claim(s) related to the rescission of the UMG Agreement is in the best interests of the Estate.

Pursuant to the letters of Special Administration, the Second Special Administrator conducted an investigation and an independent examination, and is ready to file its Report and Recommendation to the Court. The Report and Recommendation contains confidential financial and confidential business information related to the Estate. As a result, the Second Special Administrator has filed a motion to submit the un-redacted version of the Report and Recommendation under seal.

The Report and Recommendation refers to the Estate's confidential business records and information that is entitled to protection. The filing of the Report and Recommendation under seal is appropriate and necessary to maintain confidentiality. Indeed, certain Agreements and other business records that are cited in the Report and Recommendation have already been sealed by this Court. Specifically, the redacted information qualifies as confidential commercial information under Minn. R. Civ. P. 26.03(g) and there is not historical right of access to the information under the test articulated in *Minneapolis Star & Tribune Cl. v. Schumacher*, 392 N.W.2d 197 (Minn. 1986). Revealing the redacted information could adversely impact the ongoing administration of the Estate. A redacted version of the Report and Recommendation has been filed publicly.

Accordingly, the Second Special Administrator respectfully requests that this Court issue an Order allowing the un-redacted Report and Recommendation to be filed under seal.

Date: December 15, 2017

LARSON • KING, LLP

By: /s/ Peter J. Gleekel

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SECOND SPECIAL ADMINISTRATOR