

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
Honorable Kevin W. Eide

Estate of Prince Rogers Nelson,

Deceased.

**MEMORANDUM OF LAW IN
SUPPORT OF MOTION
TO FILE UNDER SEAL**

CAK Entertainment, Inc, and Charles Koppelman (“CAK Entities”) request that the Court allow the CAK Entities to file under seal their unredacted Memorandum of Law in Opposition to the SSA’s Motion for refund of fees (“Memorandum”), and Exhibits A, C-E, J-M, O, R-Y, DD and LL to the September 24, 2018 Affidavit of Erin K. F. Lisle.

The above-documents have either previously been granted confidential status and have been filed under seal or contain information from documents that the Court has previously determined to be confidential and allowed to be filed under seal. The information in these documents qualifies as confidential commercial information under Minn. R. Civ. P. 26.03 and there is no 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).

The CAK Entities have not publicly filed redacted versions of the Memorandum or the above-listed exhibits. The Memorandum is too impracticable to redact because the Memorandum contains cites from exhibits filed by the Second Special Administrator under seal or cites to other exhibits which have been filed under seal by other parties and which the Court has previously

determined to be confidential and allowed to be filed under seal. Exhibits A, C-E, J-M, O, R-Y, DD and LL are being filed under seal because the exhibits have been filed under seal by other parties and the breadth of the redactions needed would make the documents unreadable.

Dated: September 24, 2018

BERENS & MILLER, PA

Of counsel (*pro hac vice forthcoming*):

Marc E. Kasowitz
Kenneth R. David
Joshua N. Paul
Kasowitz Benson Torres LLP
1633 Broadway
New York, New York 10019
Tel: (212) 506-1700
mkasowitz@kasowitz.com
kdavid@kasowitz.com
jpaul@kasowitz.com

s/Erin K. F. Lisle
Barbara P. Berens (#209778)
Erin K.F. Lisle (#238168)
3720 IDS Center
80 S. 8th Street
Minneapolis, MN 55402
612-349-6171
bberens@berensmiller.com
elisle@berensmiller.com

*Attorneys for CAK Entertainment, Inc.
and Charles Koppleman*