



May 25, 2018

VIA E-FILING

The Honorable Kevin W. Eide
Judge of the District Court
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:

We write regarding the status of the heirship claim recently filed by Snowe Saxman.

On May 18, 2017, this Court entered an Order determining that the Decedent Prince Rogers Nelson ("Decedent") died intestate and that the heirs of the Estate are Omarr Baker, Alfred Jackson, Sharon Nelson, Norrine Nelson, John R. Nelson, and Tyka Nelson. The May 18, 2017 Order commenced the running of a statutory 12-month time period for any party to petition to modify or vacate the Court's determination of heirship. Minn. Stat. § 524.3-412. That 12-month period has since expired and no such petition was filed.

On May 18, 2018, Snowe Saxman filed an Affidavit of Heirship, claiming to be the Decedent's daughter. In her Affidavit, Ms. Saxman states that she was adopted and does not know the identity of her genetic parents, but she believes that the Decedent was her genetic father. On May 21, 2018, counsel for Comerica Bank & Trust, N.A., as the Personal Representative of the Estate, wrote to Ms. Saxman's attorney in response to her claim. *See Exhibit A.* Counsel informed Ms. Saxman's attorney that her claim was untimely and that, even if it had been timely, her claim would have been dismissed because her Affidavit of Heirship establishes as a matter of law that she is not an heir of the Decedent.

The Personal Representative does not believe that the Court's June 6, 2016 Order approving the Protocol Prior to Genetic Testing remained in effect following the Court's final determination of heirship. Even if the Protocol remained in effect, however, Ms. Saxman's claim of heirship would now be barred because she did not file an objection to the Personal Representative's

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The Honorable Kevin Eide
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determination within three business days of receiving it. The Personal Representative also does not believe that Ms. Saxman's Affidavit of Heirship may be construed as a petition for reconsideration of the Court's order determining heirship under Minn. Stat. § 524.3-412. Even if it were construed as such a petition, however, the Court should not reconsider its order determining heirship. In her Affidavit, Ms. Saxman states that she was legally adopted and—with a few exceptions not applicable here—an adoptee does not have a parent-child relationship with his or her genetic parents for the purposes of determining intestate succession under Minnesota law. *See* Minn. Stat. § 524.2-119, subd. 1; *see also* July 29, 2016 Order at 11-12 (dismissing a similar claim of heirship by an adoptee referred to as "CHILD 3"). So even in the unlikely event that the Decedent was her genetic father, she would not be an heir of the Estate.

For these reasons, the Personal Representative does not believe that any further action is required by the Personal Representative or by the Court in response to Ms. Saxman's Affidavit of Heirship.

Respectfully submitted,

/s/ Joseph J. Cassioppi

Joseph J. Cassioppi
Direct Dial: 612.492.7414
Email: jcassioppi@fredlaw.com

Stahura, Jan

From: Unger, Emily
Sent: Monday, May 21, 2018 5:17 PM
To: scott@deckertvanloh.com
Cc: Cassioppi, Joseph
Subject: FW: In re: the Estate of Prince Rogers Nelson (10-PR-16-46) - G3112.01
Attachments: 2017-05-18 ORDER Determining Intestacy, Heirship, and McMillan Matters - PRN Estate_61445450(1).PDF

Mr. Fulks,

We represent Comerica Bank & Trust, N.A. as the Personal Representative of the Estate of Prince Rogers Nelson, which has replaced the Special Administrator in this matter.

As you are aware, the Court has already issued a final determination of Prince Rogers Nelson's heirs (attached) and the period in which to petition for vacation of the Court's order ended on May 18, 2018. See Minn. Stat. 524.3-412. Ms. Saxman's claim of heirship would be denied even if it had been timely filed-- her affidavit establishes that she did not have a parent-child relationship with Prince Rogers Nelson, as a matter of law, because she was adopted. See Minn. Stat. 524.2-119, subd. 1 (specifying that an adoptee does not have a parent-child relationship with his/her genetic parents for the purposes of determining intestate succession).

Sincerely,

Emily Unger

Fredrikson & Byron, P. A.
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From: Cassioppi, Joseph
Sent: Monday, May 21, 2018 4:21 PM
To: Unger, Emily
Subject: Fwd: In re: the Estate of Prince Rogers Nelson (10-PR-16-46) - G3112.01

Sent from my iPhone

Begin forwarded message:

From: Scott Andrew Fulks <scott@deckertvanloh.com>
Date: May 21, 2018 at 3:42:00 PM CDT
To: "jcassioppi@fredlaw.com" <jcassioppi@fredlaw.com>
Subject: In re: the Estate of Prince Rogers Nelson (10-PR-16-46) - G3112.01

Dear Mr. Cassioppi,

Our office filed the attached Affidavit of Heirship on the above estate last Friday. In order to comply with the Court's June 1, 2016 Order requiring provision of answers to the Special Administrator from the Request for Parentage Information, could you please indicate who is currently serving in that role or if we should direct the answers to you directly?

Thank you for your attention to this matter.

Scott Andrew Fulks
Law Clerk
Deckert & Van Loh, P.A.
12912 63rd Avenue North
Maple Grove, MN 55369
763-587-7100
763-587-7110 (fax)

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STATE OF MINNESOTA
COUNTY OF CARVER

FIRST JUDICIAL DISTRICT
DISTRICT COURT
PROBATE DIVISION

Estate of Prince Rogers Nelson,
Decedent.

Court File No. 10-PR-16-46

**ORDER DETERMINING
INTESTACY, HEIRSHIP &
M^cMILLAN MATTERS**

The above entitled matter came on before the Court on May 10, 2017, upon various parties' motions for a determination of heirs and intestacy. Appearances were noted on the record.

Now, based upon the arguments of counsel, the file and proceedings, the Court makes the following:

ORDER

Decree of Intestacy

1. Decedent Prince Rogers Nelson died intestate.

Determination of Heirs

2. The heirs of the Estate are determined to be Omarr Baker, Alfred Jackson, Sharon Nelson, Norrine Nelson, John R. Nelson and Tyka Nelson. These are the same individuals that have previously been referred to as the Non-Excluded Heirs.
3. The intent of this Order is to commence the running of the statutory one-year periods pursuant to Minn. Stat. §524.3-412.
4. It is not the Court's intention to prejudice in any way the claim of any person who has made a claim of heirship before this Court, has previously been excluded as an heir by order of this Court, and either has filed an appeal with the Minnesota Court of Appeals or is similarly situated to a person who has commenced an appeal.
5. As to any such claim of heirship properly before the Minnesota Court of Appeals, should the Minnesota Court of Appeals or the Minnesota Supreme Court reverse this Court, or remand the matter back before the District Court for further proceedings, this Court shall

fully consider the claims of those heirs consistent with the direction of the appellate court(s).

6. No distribution of assets of the Estate to the heirs shall be permitted without a formal order of this Court, and no distribution to the heirs will be allowed that may adversely affect the claims of heirship properly before the Court of Appeals or the claims of those similarly situated to a person who has commenced an appeal.

Motion to Quash the Subpoena Duces Tecum served on L. Londell McMillan

7. The motion to quash the Subpoena Duces Tecum served on L. Londell McMillan is GRANTED in all respects except as affirmatively ordered in this Order.
8. On or before June 16, 2017, L. Londell McMillan shall provide to the Personal Representative the following:

All documents in the possession or control of L. Londell McMillan sent by L. Londell McMillan to any Music Business Entity or received by L. Londell McMillan from any Music Business Entity on or after April 21, 2016 relating to Prince Rogers Nelson or any business owned, or partially owned by, Prince Rogers Nelson or his Estate. For the purpose of this Order, terms shall be defined as in Exhibit A to Subpoena Duces Tecum filed as Document 1326 in this proceeding.

L. Londell McMillan to serve as a business advisor to John R. Nelson, Norrine Nelson and Sharon Nelson

9. Comerica Bank & Trust is permitted to disseminate information regarding entertainment industry agreements with L. Londell McMillan, in the scope of his advising one or more of the heirs, regarding any such agreement which is not an amendment or renegotiation of any entertainment industry agreement entered into by the Prince Rogers Nelson Estate prior to January 31, 2017. L. Londell McMillan shall enter into an acceptable non-disclosure agreement before being provided the proposed entertainment industry agreement.

L. Londell McMillan's motion to intervene

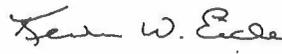
10. By letter dated May 2, 2017, L. Londell McMillan moved informally to intervene in the portions of this matter relating to the discharge of the Special Administrator and matters relating to the UMG contract. That motion is respectfully denied.

L. Londell McMillan's motion to remove document from Court record

11. By letter dated May 11, 2017, counsel for L. Londell McMillan moved informally for removal from the Court file of a confidential document attached to the May 3, 2017 Affidavit of Thomas P. Kane. That motion is granted in part. The Affidavit of Thomas P. Kane filed May 3, 2017 as document number 1618 shall be SEALED. Mr. Kane shall refile his Affidavit, without Exhibit 5, as a public document.

BY THE COURT:

May 18, 2017

 Eide, Kevin
2017.05.18 13:34:35 -05'00'

Honorable Kevin W. Eide
Judge of District Court

NOTICE: A true and correct copy of this Order/Notice has been served by EFS upon the parties. Please be advised that orders/notices sent to attorneys are sent to the lead attorney only.