

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
APRIL 3, 2018 LETTER AND
EXHIBITS A-G**

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 Personal Representative's April 3, 2018 Letter (the "Letter") to the Court and Exhibits A-G to the Letter.

The Letter contains confidential business information related to the Estate's negotiations with Mr. McMillan as well as pending confidential motions to approve a settlement agreement and entertainment transaction. The Exhibits contain the substance of the confidential business negotiations between the Estate and Mr. McMillan related to his non-disclosure agreement. The purpose of the redactions made by the Personal Representative is supported by the need to maintain the confidentiality of the Estate's confidential business negotiations. 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. A redacted version of the Letter and Exhibits has been filed publicly.

Accordingly, the Personal Representative respectfully requests that the Court permit it to file under seal the Letter and Exhibits A-G.

Dated: April 3, 2018

/s/ Joseph J. Cassioppi

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