

STATE OF MINNESOTA
PROBATE DIVISION
COUNTY OF CARVER

DISTRICT COURT
FIRST JUDICIAL DISTRICT

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

In Re: Estate of

Prince Rogers Nelson

**MEMORANDUM IN SUPPORT OF
PRIMARY WAVE MUSIC IP FUND 1,
LP'S MOTION TO FILE UNDER SEAL**

Decedent.

Primary Wave Music IP Fund 1, LP ("Primary Wave"), submits this Memorandum in Support of its Motion to File under Seal the following documents:

Exhibits A, B, C, and D to the Declaration of Eric J. Magnuson, an unredacted version of the Declaration of Ramon Villa, and an unredacted version of Primary Wave's Memorandum in Support of its Request for Conditional Approval of Distribution Plan.

This Court has regularly allowed the parties to file material under seal. It has recognized that a court must balance the competing interests for, and against, access to proprietary information before restricting access. *Minneapolis Star & Tribune Co. v. Schumacher*, 392 N.W.2d 197, 203 (Minn. 1986). In general, "in order to overcome the presumption in favor of access, a party must show strong countervailing reasons why access should be restricted. *Id.* at 205–06. Here, the Exhibits in question contain confidential information relating to the existing entity organization chart as well as the proposed entity organization charts of Primary Wave, Comerica, and Sharon, John, and

Norrine Nelson. Sealed Exhibit A is Primary Wave's proposed entity organization chart, sealed Exhibit B is the existing entity organization chart of the Prince Estate, sealed Exhibit C is Comerica's proposed entity organization chart, and sealed Exhibit D is Sharon, John, and Norrine Nelson's proposed entity organization chart. Relatedly, Primary Wave's Memorandum in Support of its Request for Conditional Approval of Distribution Plan contains information discussing and quoting from confidential information derived from the entity organization charts in Exhibit A-D to the Declaration of Eric J. Magnuson. Similarly, the declaration of Ramon Villa discusses confidential information regarding how assets are held in the Prince Estate. The four exhibits, an unredacted Declaration of Ramon Villa, and an unredacted Memorandum in Support of its Request for Conditional Approval of Distribution Plan contain non-public, proprietary information relevant to the distribution plans of the interested persons of the Prince Estate. The parties have agreed that the documents are confidential and may only be disclosed to the Court, the personal representative of the Estate, and the interested person of the Estate.

Accordingly, Primary Wave respectfully requests that the Court permit it to file these documents under seal, and that the Court and parties treat these items as confidential in the same manner as other sealed filings made with the Court.

Respectfully submitted,

Dated: January 21, 2022

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