

STATE OF MINNESOTA
COUNTY OF CARVER

DISTRICT COURT
FIRST JUDICIAL DISTRICT
PROBATE DIVISION

In Re: Estate of:

Court File No. 10-PR-16-46

Prince Rogers Nelson,

Deceased.

**ORDER VACATING
WHEATON SANCTION**

In the Order Denying Requests for Motion for Reconsideration filed August 18, 2017, the Court denied attorney Justin Bruntjen's request, on behalf of himself and former co-counsel, Frank Wheaton, for leave to file a motion for reconsideration of this Court's "Findings of Fact, Conclusions of Law & Order Regarding Bruntjen Documents Filed Under Seal" and "Findings of Fact, Conclusions of Law & Order Regarding Wheaton Documents Filed Under Seal," both filed July 24, 2017. Those orders also sanction each attorney \$1,500 for failing to comply with the Court's prior orders regarding documents filed under seal.

Mr. Bruntjen subsequently filed revised redacted versions of all documents in question consistent with the Court's order, and submitted a check for the sanction ordered in connection with his submissions in the amount of \$1,500. In a letter filed with the Court on September 8, 2017, Mr. Wheaton asks the Court to waive the sanction imposed against him, arguing credibly that as an out-of-state attorney, he never had notice of the relevant orders; and that even though notice of the orders was provided to Mr. Bruntjen, Mr. Bruntjen failed to pass them on to Mr. Wheaton. Now, therefore, the Court makes the following:

ORDER

1. The \$1,500 sanction provided for in connection with the "Findings of Fact, Conclusions of Law & Order Regarding Wheaton Documents Filed Under Seal," filed July 24, 2017, is hereby vacated.

BY THE COURT:

Date: September 19, 2017

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.