

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF CARVER

FIRST JUDICIAL DISTRICT
PROBATE DIVISION

In Re:

Case Type: Special Administration

Court File No: 10-PR-16-46

Judge: Kevin W. Eide

Estate of Prince Rogers Nelson,
Decedent,**L. LONDELL MCMILLAN'S
MEMORANDUM OF LAW IN SUPPORT
OF MOTION TO FILE UNDER SEAL**

L. Londell McMillan (“McMillan”), by and through his counsel, respectfully submits this memorandum of law in support of his Motion to File Under Seal. McMillan seeks the Court’s Order approving him to file under seal an unredacted Memorandum of Law in Opposition to the Second Special Administrator’s Motion for Refund of Fees (“Memorandum of Law”), Declaration of L. Londell McMillan (“Declaration”), and Exhibits B, C, F, G, J, K, N, and P to Declaration (hereinafter the “Under Seal Exhibits”).

The above-referenced Under Seal Exhibits have either previously been granted confidential status and have been filed under seal, contain information from documents that the Court has previously determined to be confidential and allowed to be filed under seal, or were deemed confidential by the Second Special Administrator in his Memorandum of Law and associated supporting documents filed in support of his Motion for Refund of Fees.

The content in the Under Seal Exhibits, as well as the redactions made in the Memorandum of Law and Declaration, contain highly confidential business information, including but not limited to confidential agreements, evidence of financial payments made pursuant to those agreements, and confidential business communications relating to the subject matter of the Second Special Administrator’s Motion.

The redactions in the Memorandum of Law and Declaration are consistent with this Court's September 14, 2016 order, in which the Court recognized the importance of "maintaining the confidentiality of business negotiations which, if made public, may impede administration of the estate, compromise the Special Administrator's ability to negotiate contract terms, or devalue estate assets." (September 14, 2016 Order on Media Coalition Motion to Intervene, p. 3.) So, too, with the Under Seal Exhibits. If disclosed publicly, the information contained in these documents could impact the Estate, the Non-Excluded Heirs' interests in the Estate, and the efficient administration of the Estate. The interests in keeping this information confidential and private outweigh any interest of disclosure. *See Minneapolis Star & Tribune Co. v. Schumacher*, 392 N.W.2d 197, 202-203, 205 (setting forth the standards governing sealing of information). Further, as this Court has previously noted, there is a particular concern in this case that private information not filed under seal is susceptible to improper use by other parties. (September 14, 2016 Order on Media Coalition Motion to Intervene, p. 2.)

For these reasons, McMillan respectfully requests that the Court order the above-referenced documents remain sealed.

BASSFORD REMELE
A Professional Association

Dated: Sept 24, 2018

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