

**STATE OF MINNESOTA
COUNTY OF CARVER**

**DISTRICT COURT
FIRST JUDICIAL DISTRICT
PROBATE DIVISION**

In re:

Estate of Prince Rogers Nelson,
Decedent.

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

**ALFRED JACKSON'S EMERGENCY
MOTION FOR RELIEF AND TO STAY
THE COURTS OCTOBER 17, 2017 ORDER
FOR PAYMENT OF FEES.**

TO THE HONORABLE COURT:

Alfred Jackson, as heir to the Estate of Prince Rogers Nelson (the "Estate"), by and through his counsel, and joined by Omarr Baker and Tyka Nelson, pro se heirs of the Estate, hereby file this Emergency Motion for Relief and to Stay the Court's October 17, 2018 Amended Order & Memorandum Granting Bremer Trust, N.A.'S Motion To Lift Stay Of Discharge and Approve Payment Of Attorneys' Fees And Costs (the "October 17, 2018 Order"), as authorized by Minnesota Rule of Civil Procedure 60.02. In support of this Motion, Mr. Jackson respectfully shows the Court as follows:

INTRODUCTION AND BACKGROUND

This Court should grant Alfred Jackson's request for relief from the Court's October 17, 2018 Order and grant a short stay of one-week following the Court's approval of Mr. Jackson's new counsels' Motion for Pro Hac Vice Admission in this matter because newly retained counsel have not had opportunity to adequately review unredacted substantive information relating to the Court's determination of the appropriateness and scope of Bremer Trust, N.A.'S ("Bremer") discharge as Special Administrator of the Estate, together with Bremer's counsels' associated fees. Mr. Jackson recently engaged White Wiggins & Barnes, LLP ("WWB"), in this matter on October

28, 2018. On October 31, 2018 Mr. Jackson, through his new counsel, sent a letter to the Estate's current Personal Representative, Comerica Bank & Trust, N.A. ("Comerica"), notifying Comerica that WWB has been retained in connection with Mr. Jackson's interest in the Estate and requesting, among other things, access to all documents relating to the Estate and Mr. Jackson's interest therein, including, of course, unredacted financial information and/or Court filings. In response, on November 1, 2018 Comerica, through its counsel, responded that it would provide access to the requested information once WWB is formally admitted Pro Hac Vice. Motions for admission Pro Hac Vice are currently pending before this Court for attorneys, Kennedy Barnes, Ward White IV, and Nnamdi Anozie.

On November 5, 2018 Comerica sent an electronic correspondence to Mr. Jackson indicating that Comerica would, on behalf of the Estate, "pay certain legal fees incurred by Bremer" pursuant to the October 17, 2018 Order seemingly the same day. On November 6, 2018, upon learning of Comerica's letter, Mr. Barnes contacted counsel for Comerica and notified it of WWB's intention to seek emergency relief and to stay the October 17, 2018 Order. Comerica agreed to refrain from making the payment upon the filing of this Motion, subject to further orders of this Court.

ARGUMENT AND AUTHORITIES

Under Minnesota law, a party may seek relief from an order of the court for a variety of reasons, including any reason "justifying relief from the operation of the judgment." Minn. R. Civ. P. 60.02(f). Though the right to be relieved of a judgment and/or order is not absolute, "the decision to vacate a judgment is largely within the trial courts discretion." *Sand v. School Service Employees Union Local 284,402* N.W.2d 183, 186 (Minn. App. 1987). Indeed, pursuant to Minn. R. Civ. P. 60.02 the court has discretion to grant such other relief as may be just, such as the short

stay requested herein. *Chapman v. Special Sch. Dist. No. 1*, 454 N.W.2d 921, 924 (Minn. 1990) (emphasizing that courts may grant relief for “any other reason justifying relief.”)

CONCLUSION

For the foregoing reasons, Alfred Jackson requests that this Court grant its request for relief and order a one-week stay following the admission of Mr. Jackson’s counsel Pro Hac Vice and awarding such other and further relief, at law or in equity to which Mr. Jackson, Mr. Baker, and/or Ms. Nelson may show themselves justly entitled.

DATE: November 6, 2018

Respectfully submitted,

WHITE WIGGINS & BARNES, LLP

By: /s/ Kennedy Barnes

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Dated: November 6, 2018

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