

STATE OF MINNESOTA
COUNTY OF CARVER

DISTRICT COURT
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,

And

Tyka Nelson,

Petitioner.

**PETITION FOR FORMAL
ADJUDICATION OF INTESTACY,
DETERMINATION OF HEIRS AND
APPOINTMENT OF PERSONAL
REPRESENTATIVE**

The undersigned, Omarr Baker (“Baker”), hereby states:

1. Baker is an interested person as defined by Minnesota law because Baker is the Decedent Prince Rogers Nelson’s heir at law. Baker brings his Petition as stated below.
2. The Decedent was born on June 7, 1958 in Minneapolis, State of Minnesota.
3. The Decedent died on April 21, 2016 in Chanhassen, State of Minnesota.
4. At the time of death, the Decedent was domiciled in Carver County, State of Minnesota at 7801 Audubon Road, Chanhassen, Minnesota, 55317.
5. At best as Baker knows or can ascertain with reasonable diligence, the names, relationships of the Decedent’s heirs, all of whom are adults, and others interested in this proceeding are attached to Petitioner Tyka Nelson’s Petition for Formal Adjudication of Intestacy, Determination of Heirs and Appointment of Personal Representative as Exhibit A, filed in the underlying proceeding on December 6, 2016.
6. All persons described as heirs have survived the Decedent by at least 120 hours.

7. Negative Allegation Statement – The Decedent left no surviving spouse; issue; parents; brothers; sisters; or issue of deceased brothers or sisters other than those named in this petition.

8. Baker does not know of the existence of a Will and has no reason to believe that the Decedent executed testamentary documents in any form. Baker is informed and believes that the court-appointed Special Administrator, Bremer Trust, National Association, has conducted an exhaustive search for any testamentary documents of Decedent and has found none.

9. Bremer Trust, National Association, was appointed as the Special Administrator of the Estate by the Court on April 27, 2016 because no Personal Representative had been appointed in Minnesota or elsewhere.

10. Venue for this proceeding is in Carver County, State of Minnesota, because the Decedent was domiciled in this county at the time of death and was the owner of property located in Carver County, in addition to other property he owned in the State of Minnesota.

11. Demands for notice have been made. Notice will be provided as required by law.

12. Baker estimates the Decedent's assets and indebtedness are correctly documented in Petitioner Tyka Nelson's Petition for Formal Adjudication of Intestacy, Determination of Heirs and Appointment of Personal Representative as Exhibit B, filed in the underlying proceeding on December 6, 2016. Baker understands that investigation into the Decedent's assets and indebtedness remain ongoing.

13. Baker and his counsel, directly alongside Petitioner Tyka Nelson and other members of the family and their counsel, have conducted an exhaustive and comprehensive two month search process for a Personal Representative to replace Bremer Trust. Over a dozen national financial institutions have been vetted, several rounds of in-person interviews have been conducted

and each institution's qualifications, staffing levels and plans for administering this Estate surveyed in exhaustive detail. Hundreds of pages of written proposals from the various institutions have been received, reviewed and analyzed by counsel, with additional follow up questions and responses prepared by counsel and answered by the various institutions.

14. Based on that process, Baker seeks the appointment of Comerica Bank & Trust N.A. ("Comerica") as Personal Representative. The formal proposal of Comerica is attached to the Affidavit of Robert Barton in support of Petitioner Tyka Nelson's Petition for Formal Adjudication of Intestacy, Determination of Heirs and Appointment of Personal Representative, filed under seal in the underlying proceeding on December 6, 2016. Comerica is a national trust company, exceptionally well-qualified, and has a rapport with the family and will excel at the job of Personal Representative. Comerica is willing and ready to accept the appointment. It is Baker's understanding that all non-excluded heirs also support the appointment of Comerica.

15. Baker also seeks to appoint Anthony Jones, also known as Van Jones ("Van Jones") as co-Personal Representative for the Estate. Van Jones is exceptionally well-qualified and has an excellent rapport with the Heirs, including Baker. Van Jones furthermore had a personal relationship with the Decedent, has deep contacts in the music industry, and has an understanding of national media. If appointed, Van Jones will withdraw as counsel for Baker, and Baker will waive any conflicts.

16. Baker acknowledges the concerns related to the appointment of L. Londell McMillan ("McMillan") as a co-Personal Representative and has some of his own concerns. In particular, Baker is concerned about McMillan's current contractual and personal relationship with Sharon Nelson, Norrine Nelson and John Nelson, as well as some aspects of his role as Advisor to the Estate. As such, Baker currently objects to his appointment. Baker would request that prior

to ruling on his suitability as co-Personal Representative, McMillan provide full disclosure of his contractual relationship with any heir and provide full disclosure of his efforts as an Advisor to the Estate. In addition, to the extent that McMillan is considered as a co-Personal Representative, Baker requests the Court place procedures in place to assure that his role is not impacted by any conflicts.

WHEREFORE, the undersigned requests the Court:

1. Finding that the Decedent is dead;
2. Finding that venue is proper;
3. Finding that the proceeding was commenced within the time limitations prescribed by the laws of Minnesota;
4. Determining the Decedent's domicile at death;
5. Determining the Decedent's heirs;
6. Determining the Decedent's state of intestacy;
7. Determining that Comerica and Van Jones are entitled to appointment as administrators under the laws of Minnesota;
8. Appointing Comerica and Van Jones as co-personal representatives of the estate of the Decedent with no bond, in an unsupervised administration;
9. Authorizing issuance of letters of general administration to Comerica and Van Jones upon qualification and acceptance; and
10. Granting such other and further relief as may be proper.

Under penalties for perjury, the undersigned declares and affirms that the undersigned has read this document and knows or believes its representations are true and complete.

Dated: December 13, 2016


Omar Baker

COZEN O'CONNOR

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