

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF CARVER

FIRST JUDICIAL DISTRICT  
PROBATE DIVISION

CASE TYPE: Special Administration

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In the Matter of:Court File No. 10-PR-16-46  
Judge Kevin W. Eide

Estate of Prince Rogers Nelson

Decedent.

**MEMORANDUM IN SUPPORT OF  
SECOND SPECIAL ADMINISTRATOR'S  
MOTION TO FILE REPORT AND  
RECOMMENDATION UNDER SEAL**

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Pursuant to Minn. Stat. § 524.3-617 and the Court's letters of special administration dated August 18, 2017, Peter J. Gleekel and Larson • King, LLP were appointed the Second Special Administrator of Decedent's estate. By this Court's February 2, 2018 Order, the authority of the Second Special Administrator was expanded, pursuant to Minn. Stat. § 524.3-617. The Second Special Administrator was tasked with conducting an independent examination and making an informed decision regarding whether any action should be pursued for the return of the advance paid by Jobu Presents to the Estate for the right to conduct the Tribute Concert; and determining whether the Estate has a reasonable basis for a claim(s) against any person or entity in connection with the Jobu Presents agreement. The Second Special Administrator was also requested to analyze and report to the Court with respect to whether pursuing any such claim(s)

related to the Jobu Presents agreement is in the best interest of the Estate, based on certain requirements.

Pursuant to the letters of Special Administration, the Second Special Administrator conducted an investigation and an independent examination, and is ready to file its Report and Recommendation Concerning the Jobu Presents Agreement to the Court. The Report and Recommendation contains confidential financial and confidential business information related to the Estate. As a result, the Second Special Administrator has filed a motion to submit the un-redacted version of the Report and Recommendation under seal.

The Report and Recommendation refers to the Estate's confidential business records and information that is entitled to protection. The filing of the Report and Recommendation under seal is appropriate and necessary to maintain confidentiality. Indeed, certain Agreements and other business records that are cited in the Report and Recommendation have already been sealed by this Court. Specifically, the redacted information qualifies as confidential commercial information under Minn. R. Civ. P. 26.03(g) and there is not historical right of access to the information under the test articulated in *Minneapolis Star & Tribune Cl. v. Schumacher*, 392 N.W.2d 197 (Minn. 1986). Revealing the redacted information could adversely impact the ongoing administration of the Estate. A redacted version of the Report and Recommendation is being filed publicly.

Accordingly, the Second Special Administrator respectfully requests that this Court issue an Order allowing the un-redacted Report and Recommendation Concerning the Jobu Presents Agreement to be filed under seal.

Date: May 15, 2018

LARSON • KING, LLP

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**SECOND SPECIAL ADMINISTRATOR**