

REDACTED

STATE OF MINNESOTA

COUNTY OF CARVER

DISTRICT COURT
FIRST JUDICIAL DISTRICT
PROBATE DIVISION

In Re: Estate of Prince Rogers Nelson,

Court File No. 10-PR-16-46

Decedent.

**AFFIDAVIT OF RODNEY J.
MASON IN SUPPORT OF
VERIFIED PETITION FOR
TEMPORARY RESTRAINING
ORDER, INJUNCTIVE RELIEF,
MANDATORY DISCLOSURE,
AND EMERGENCY HEARING**

Rodney J. Mason, being duly sworn, deposes and says:

1. I am an attorney admitted to practice in the State of Minnesota and am one of the attorneys for Project Panther Ltd. ("Project Panther"), Aspiro AB ("TIDAL") and WiMP Music AS ("WiMP") and together with TIDAL and Project Panther, the "Petitioners").

2. I am a shareholder in the firm of Mason & Helmers. My practice focuses on estate and trust litigation.

3. I submit this Affidavit in support of Petitioners' Verified Petition for a Temporary Restraining Order, Injunctive Relief, Mandatory Disclosure and Emergency Hearing pursuant to Section 524.3-607 of the Minnesota Probate Code and Rule 65 of the Minnesota Rules of Civil Procedure, and to put before the Court true and correct copies of certain documents relied upon therein and in the Memorandum of Law in Support of the Verified Petition.

█ [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

5. Attached as Exhibit 2 is a true and correct copy of an article published by Billboard.com, entitled “Purple Spotify Billboards Suggest that Prince’s Music Will Be Available on Major Streaming Service by Grammy Night,” dated January 30, 2017.

6. Attached as Exhibit 3 is a true and correct copy of an article published by the *Minnesota Star Tribune*, entitled “Prince’s Music May Soon Be Unlocked on Spotify and Other Streaming Sites,” dated January 31, 2017.

7. Attached as Exhibit 4 is a true and correct copy of an article published by the *New York Post*, entitled “Prince’s Top Songs to Hit Streaming Services Night of Grammys,” dated January 30, 2017.

8. Attached as Exhibit 5 is a true and correct copy of an email from counsel for Petitioners to counsel for Bremer Trust, N.A. and counsel for Comerica Bank & Trust, N.A. (the “Personal Representative”), dated January 31, 2017.

9. Attached as Exhibit 6 is a true and correct copy of a letter from counsel for Petitioners to counsel for the Personal Representative, dated February 1, 2017.

10. Attached as Exhibit 7 is a true and correct copy of a letter from counsel for the Personal Representative to counsel for Petitioners, dated February 2, 2017.

11. Attached as Exhibit 8 is a true and correct copy of an email from counsel for Petitioners to counsel for the Personal Representative, dated February 2, 2017.

12. Attached as Exhibit 9 is a true and correct copy of an email from counsel for the Personal Representative to counsel for Petitioners, dated February 2, 2017.

13. Attached as Exhibit 10 is a true and correct copy of unpublished case *Jet Burger Sys., Inc. v. State*, No. C8-87-1808, 1988 WL 22946 (Minn. Ct. App. Mar. 15, 1988).

14. Attached as Exhibit 11 is a true and correct copy of unpublished case *Dexon Computer, Inc. v. Modern Enter. Sols., Inc.*, No. A16-0010, 2016 WL 4069225 (Minn. Ct. App. Aug. 1, 2016).

15. Attached as Exhibit 12 is a true and correct copy of unpublished case *Vold v. Moe*, No. C2-88-1085, 1988 WL 42517 (Minn. Ct. App. Oct. 11, 1988).

16. Attached as Exhibit 13 is a true and correct copy of unpublished case *Voita v. Parrish*, No. A14-1101, 2015 WL 1013906 (Minn. Ct. App. Mar. 9, 2015).

17. Attached as Exhibit 14 is a true and correct copy of case *Dominion Video Satellite, Inc. v. Echostar Satellite Corp.*, 356 F.3d 1256 (10th Cir. 2004).

18. Attached as Exhibit 15 is a true and correct copy of case *Tom Doherty Assocs., Inc. v. Saban Entm't, Inc.*, 60 F.3d 27 (2d Cir. 1995).

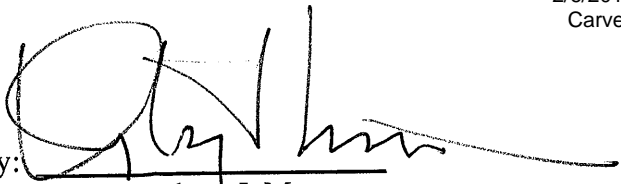
19. Attached as Exhibit 16 is a true and correct copy of case *Green Stripe, Inc. v. Berny's Internacionale*, 159 F. Supp. 2d 51 (E.D. Pa. 2001).

20. Attached as Exhibit 17 is a true and correct copy of case *Bi-Rite Enters., Inc. v. Bruce Miner Poster Co.*, 616 F. Supp. 71 (D. Mass. 1984), *aff'd sub nom. Bi-Rite Enters., Inc. v. Bruce Miner Co.*, 757 F.2d 440 (1st Cir. 1985).

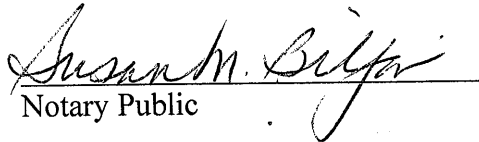
21. Attached as Exhibit 18 is a true and correct copy of case *Factors Etc., Inc. v. Creative Card Co.*, 444 F. Supp. 279 (S.D.N.Y. 1977), *aff'd sub nom. Factors Etc., Inc. v. Pro Arts, Inc.*, 579 F.2d 215 (2d Cir. 1978).

22. Attached as Exhibit 19 is a true and correct copy of case *Terrell v. Terrell*, 279 A.D.2d 301, 719 N.Y.S.2d 41 (1st Dep't 2001).

STATE OF MINNESOTA
COUNTY OF RAMSEY

By: 
Rodney J. Mason

Before me this 6 day of February 2017 appeared
Rodney J. Mason, who duly swore to the foregoing
instrument before me and duly acknowledged that he
executed the same.


Notary Public

