

STATE OF MINNESOTA
CARVER COUNTY

DISTRICT COURT
FIRST JUDICIAL DISTRICT
PROBATE DIVISION

In Re:

Court File No. 10-PR-16-46

Estate of Prince Rogers Nelson,
Deceased.

MOTION TO INTERVENE AS INTERESTED PARTIES

Applicants and Heirs, Brianna Nelson and V.N., by her mother and guardian, Jeannine Halloran, through their attorneys Stoltmann Law Offices and Sykora & Santini, PLLP, file this Motion to Intervene as Interested Parties. In support of their Motion, the Applicants state as follows:

I. Introduction

1. Prince Rogers Nelson (“Decedent”) died on April 21, 2016 in Chanhassen, State of Minnesota.
2. On April 26, 2016, Petitioner Tyka Nelson (“Petitioner Nelson”) filed a Petition for Formal Appointment of Special Administrator (“Petition”).
3. As stated in the Petition, Decedent left no will and left no surviving spouse, issue, or parents.
4. According to Minn. Stat § 524.2-103 and Minn. Stat § 524.2-106(c)(1), because Decedent left no surviving spouse, children or parents, his siblings and the surviving descendants of his deceased siblings are his heirs.
5. Pursuant to Minn. Stat § 524.2-107, relatives of the half-blood inherit the same share they would inherit if they were of the whole blood.

6. In the Petition, Petitioner Nelson provided a list of the Decedent's heirs and interested parties in this proceeding. This list included some of the Decedent's brothers and sisters, including half-blood brothers and sisters.
7. Absent from the Petition were the late Duane Joseph Nelson Senior ("Duane Nelson Sr."), who was the half-brother of Decedent, and Applicants Brianna Nelson and V.N.
8. Brianna Nelson is the daughter of Duane Nelson Sr.
9. V.N. is the granddaughter of Duane Nelson Sr.

II. Duane Nelson Sr. is the Late Half-Brother of Decedent.

10. John L. Nelson is the father of Duane Nelson Sr.
11. John L. Nelson is also the father of Decedent, making Duane Nelson Sr. and Decedent half-brothers.
12. John L. Nelson is listed as the father of Duane Nelson Sr. on his birth certificate (**Exhibit 1**) and death certificate (**Exhibit 2**).
13. Throughout his life, John L. Nelson held himself out as Duane Nelson Sr.'s father, including giving Duane Nelson Sr. his last name, publicly acknowledging him as his son, and raising him as his child.
14. Decedent publicly acknowledged Duane Nelson Sr. as his brother. For years, Decedent employed Duane Nelson Sr. as his head of security.
15. Decedent's other brothers and sisters publicly acknowledged Duane Nelson Sr. as their brother. For example, Tyka Nelson issued a public statement at the time of Duane Nelson Sr.'s death, identifying him as her brother:

All Glory & Honor 2 God – We Thank you from the bottom of our hearts for all of the kind words, e-mails, etc. of condolences. My brother Duane has gone with God – He is in a better place. Please respect our Family's privacy at this time of mourning.

16. Duane Nelson Sr. had two children: Brianna Nelson (**Exhibit 3**) and the late Duane Joseph Nelson Junior (“Duane Nelson Jr.”) (**Exhibit 4**).

17. Duane Nelson Sr. passed away on March 4, 2011.

III. Brianna Nelson is the Niece of Decedent.

18. Brianna Nelson is the surviving daughter of Duane Nelson Sr. and the niece of Decedent.

19. Decedent never disclaimed or denied his relationship to Brianna Nelson when she accompanied her father, Duane Nelson Sr., to Decedent’s Paisley Park Studio on dozens of occasions, or at any other time.

20. Brianna Nelson’s Affidavit of Heirship is attached.

IV. V.N. is the Grandniece of Decedent.

21. V.N. is the daughter of Duane Nelson Jr. and Jeannine Halloran. V.N. was born on November 27, 2004 and is a minor.

22. V.N. is the granddaughter of Duane Nelson Sr. and grandniece of Decedent.

23. Duane Nelson Jr. passed away on December 9, 2005. (**Exhibit 5**)

24. Jeannine Halloran, as Guardian of V.N. has attached an Affidavit of Heirship.

V. Brianna Nelson and V.N. are Heirs of Decedent.

25. Pursuant to Minn. Stat § 524.2-106(c)(1), when the estate is passed to the descendants of the decedent’s parents, the decedent’s estate is to be divided into as many equal shares as there are:

- i. surviving descendants in the generation nearest the deceased parents; and
- ii. deceased descendants in the same generation who left surviving descendants.

26. Minn. Stat § 524.2-106(c)(1) further states that:

Each surviving descendant in the nearest generation is allocated one share, and the surviving descendants of each deceased descendant in the nearest generation are allocated one share, to be divided in the same manner as paragraph B.

27. Because Duane Nelson Sr. and Duane Nelson Jr. passed away before Decedent, but left surviving descendants, their shares of Decedent's Estate are to be passed to their surviving descendants, Brianna Nelson and V.N.

VI. Conclusion

28. For the foregoing reasons, the Applicants' Motion to Intervene should be granted and Brianna Nelson and V.N. should be added as interested parties and heirs to Estate of Prince Rogers Nelson.



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