

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF CARVER

**FIRST JUDICIAL DISTRICT
CASE TYPE: PROBATE DIVISION**

In the Matter of:

Case File No.: 10-PR-16-46

Estate of Prince Rogers Nelson,

**DECLARATION OF MICHAEL
LYTHCOTT**

Decedent.

REDACTED

I, Michael Lythcott, state as follows:

1. On November 28th, 2018, I requested that Intralinks, the vendor hosting the data site, cancel my account. My understanding was that this request would take down the data site.

2. Attached here to as Exhibit 1 is a true and correct copy of my November 28, 2019 email requesting Intralinks cancel my account.

3. I made this request because the data site was no longer needed and because it was expensive to keep the data site operational.

4. I repeated this request on February 28, 2019.

5. Attached hereto as Exhibit 2 is a true and correct copy of my February 28, 2019 email requesting that Intralinks take down the data site and Intralinks's March 6, 2019 email responding to that request.

6. [REDACTED]

[REDACTED]

7. Attached hereto as Exhibit 3 is a true and correct copy of the March 27, 2019 email I received [REDACTED], which includes a true and correct copy of the March 27, 2019 letter [REDACTED]

[REDACTED]

[REDACTED]

8. [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

11. Attached here to as Exhibit 4 is a true and correct copy [REDACTED]

[REDACTED]

12. [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

13. [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

I declare under penalty of perjury that everything I have stated in this document is true and correct.

Dated: April 8, 2019

s/ Michael Lythcott
Michael Lythcott

EXHIBIT 1

(REDACTED)

Monday, April 8, 2019 at 9:33:54 AM Central Daylight Time

Subject: Fwd: New IntraLinks Invoice #: INV00587456 is attached

Date: Sunday, April 7, 2019 at 7:29:43 PM Central Daylight Time

From: Michael Lythcott

To: Ellen Ahrens

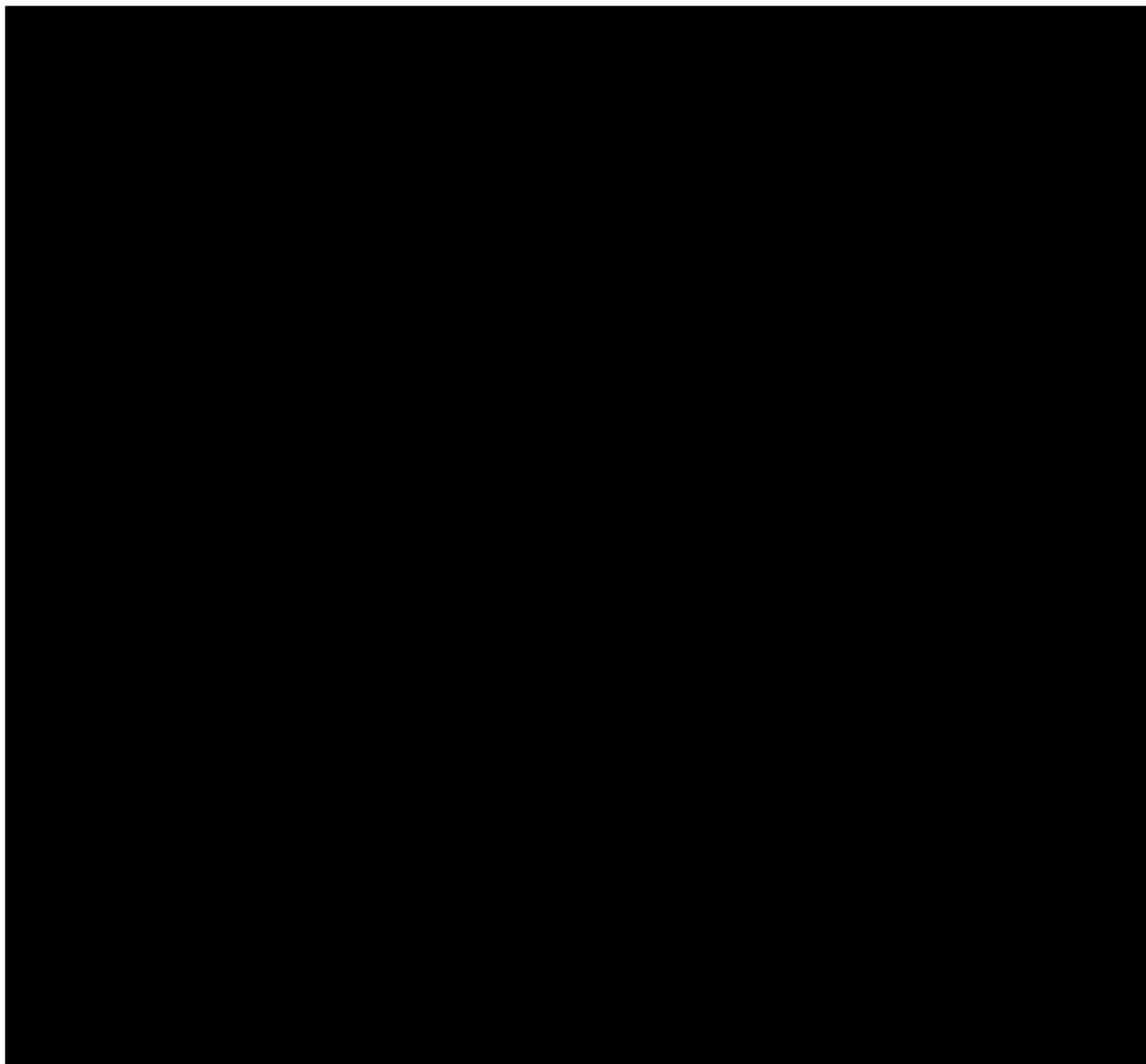


EXHIBIT 2

(REDACTED)

Thursday, April 4, 2019 at 2:50:43 PM Central Daylight Time

Subject: Fwd: Request for Deletion of Service: Lythcott & Co. - Z44065-USD - 5157340
Date: Wednesday, March 6, 2019 at 8:52:54 AM Central Standard Time
From: Michael Lythcott
To: Ellen Ahrens, Amanda Jeffers, MADEL PA File
Attachments: image002.jpg, image001.png

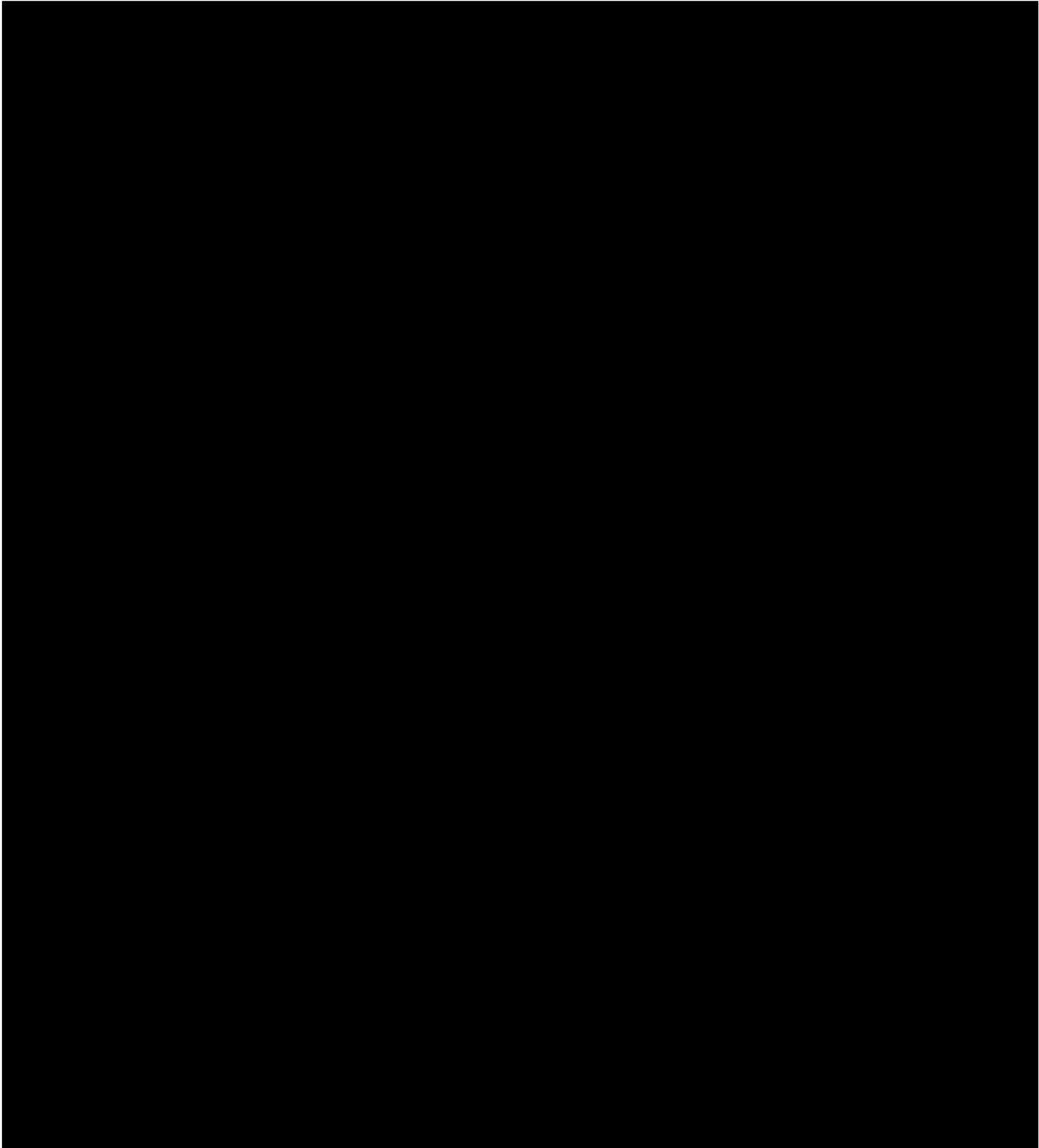


EXHIBIT 3

(REDACTED)

Thursday, April 4, 2019 at 2:49:50 PM Central Daylight Time

Subject: Fwd: In re the Estate of Prince Rogers Nelson | Court File No. 10-PR-16-46
Date: Wednesday, March 27, 2019 at 6:17:22 PM Central Daylight Time
From: Michael Lythcott
To: Christopher W Madel, Ellen Ahrens
Attachments: 2019_03_27 Letter to Magic Labs Media, LLC_66321428(1)-c.PDF

----- Forwarded message -----

From: **Curtis, Peggy** <PCurtis@fredlaw.com>

Date: Wed, Mar 27, 2019 at 1:31 PM

Subject: In re the Estate of Prince Rogers Nelson | Court File No. 10-PR-16-46

Cc: Cassioppi, Joseph <JCassioppi@fredlaw.com>

Please see the attached, sent to you on behalf of Joseph J. Cassioppi.

Peggy Curtis

Legal Administrative Assistant

Fredrikson & Byron, P.A.

Attorneys & Advisors

[200 South Sixth Street, Suite 4000 | Minneapolis, Minnesota 55402](#)

Main: 612.492.7000 | Direct: 612.492.7581 | Fax: 612.492.7077 | pcurtis@fredlaw.com

--

Sent from iPhone please excuse any typo's I have wide fingers and a hair trigger send button


Fredrikson

& BYRON, P.A.

March 27, 2019

VIA U.S. MAIL & EMAIL

Re: *In re the Estate of Prince Rogers Nelson*
Court File No. 10-PR-16-46

:

We are counsel for Comerica Bank & Trust, N.A., in its capacity as “Personal Representative” of the Estate of Prince Rogers Nelson (the “Estate”). We are writing because we recently learned that Michael Lythcott, Gregg Walker, and/or related individuals or entities (the “Disclosing Parties”) provided you confidential documents and other information that belong to the Estate.

Please be advised that the Disclosing Parties were not authorized to provide you access to any confidential information that belongs to the Estate. Their actions constituted a breach of their non-disclosure obligations to the Estate and violated protective orders entered by the Court in the Estate proceeding in Minnesota. A copy of a preliminary order entered by the Court after it became aware that the Disclosing Parties may have violated their non-disclosure obligations is enclosed. As set forth in the Order, “the Court reserves the right to impose sanctions as allowed by law on anyone who has gained or disclosed confidential information of the Estate and is found to be in violation of a NDA.”

We hereby demand that you immediately destroy all information related to the Estate and its assets that you received from the Disclosing Parties, including as a result of the data site to which you were provided access by the Disclosing Parties. This includes any summaries, analyses, or other documents that you created as a result of information provided by the Disclosing Parties (“Derivative Works”). We also demand that you disclose whether you provided any information related to the Estate obtained from the Disclosing Parties or Derivative Works to any third parties and, if so, the identities of those third parties. Please execute and return the attached certification.

Attorneys & Advisors
main 612.492.7000
fax 612.492.7077
www.fredlaw.com

Fredrikson & Byron, P.A.
200 South Sixth Street, Suite 4000
Minneapolis, Minnesota
55402-1425

March 27, 2019

Page 2

Thank you in advance for your cooperation. If we do not receive an executed certification by April 10, 2019, we will take all available actions to ensure the recovery of all confidential materials.

Please do not hesitate to contact me directly with all questions related to this matter. All rights are reserved.

Regards,

/s/ Joseph J. Cassioppi

Joseph J. Cassioppi

Direct Dial: 612.492.7414

Email: jcassioppi@fredlaw.com

Enclosures

CC: Mark W. Greiner, Esq.

66293315

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF CARVER

FIRST JUDICIAL DISTRICT
PROBATE DIVISION

In the Matter of:

Court File No. 10-PR-16-46

Judge Kevin W. Eide

Estate of Prince Rogers Nelson,

Decedent.

**ORDER REGARDING ESTATE
CONFIDENTIAL INFORMATION**

The above-entitled matter came before the undersigned via conference call on February 13, 2019, upon Comerica Bank & Trust, N.A.'s ("Comerica") February 8, 2019 Letter requesting an order requiring Michael Lythcott and Gregg Walker to provide any communications with third-parties that disclosed confidential Estate information. Appearances were noted on the record. Now therefore, the Court makes the following:

ORDER

1. Within 10 days, Michael Lythcott and Gregg Walker shall provide counsel for Comerica all communications and related documents with any third-parties (including, but not limited to, the two entities referenced in the February 8, 2019 Letter filed by Alfred Jackson, Omarr Baker, and Tyka Nelson) that included confidential information that belongs to the Estate. Without limiting the foregoing, Mr. Lythcott and Mr. Walker shall provide all communications and documents related to the "pitch book" attached to the February 11, 2019 letter filed by White Wiggins & Barnes, LLP. Mr. Lythcott and Mr. Walker shall also provide an access log to the data site referenced in the White Wiggins & Barnes, LLP letter that discloses all parties who accessed the site and what they reviewed.

2. The Court's appointment of Gregg Walker and Michael Lythcott as Heirs' representatives in its Orders filed May 15, 2018 and May 25, 2018 is hereby revoked pending further order of this Court.

3. This is a temporary order and any party (the Estate or any Heir) can request a hearing to vacate or amend this order or to seek additional remedies for any alleged violation of a Non-Disclosure Agreement (NDA) or duty to the Estate.

4. The Court reaffirms the obligation of anyone who has signed a NDA with the Estate to abide by the terms of the NDA. The Court reserves the right to impose sanctions as allowed by law on anyone who has gained or disclosed confidential information of the Estate and is found to be in violation of a NDA.

Eide, Kevin

Kevin W. Eide 2019.02.13

14:14:34 -06'00'

Dated: February 13, 2019

Kevin W. Eide
Judge of District Court

NOTICE: A true and correct copy of this Order/Notice has been served by EFS upon the parties. Please be advised that orders/notices sent to attorneys are sent to the lead attorney only.

Individual Name	Company	Email Address	Telephone Number
-----------------	---------	---------------	------------------

Individual Name	Company	Email Address	Telephone Number
-----------------	---------	---------------	------------------

Individual Name	Company	Email Address	Telephone Number
-----------------	---------	---------------	------------------

Individual Name	Company	Email Address	Telephone Number
-----------------	---------	---------------	------------------

Individual Name	Company	Email Address	Telephone Number
-----------------	---------	---------------	------------------

FURTHER YOUR AFFIANT SAYETH NOT.

Subscribed and sworn to before me
this _____ day of _____, 2019.

Notary Public

66241528.1

EXHIBIT 4

(REDACTED)

Thursday, April 4, 2019 at 2:48:55 PM Central Daylight Time

Subject: RE: Project Purple Dragon Update
Date: Tuesday, March 26, 2019 at 6:07:50 PM Central Daylight Time
From: Christopher R. Wilkes
To: [REDACTED]
CC: EAhrens@madellaw.com, Kyle N. Harter
Attachments: image001.gif

Michael,

We appreciate your understanding in this matter. Please feel free to contact me at +1 (817) 878-9368 or by email should you have any questions or concerns.

Regards,
Chris Wilkes

Christopher R. Wilkes
Associate

KELLY  HART

201 MAIN STREET, SUITE 2500
FORT WORTH, TEXAS 76102
TELEPHONE (817) 878-9368
FAX (817) 878-9870

Christopher.Wilkes@kellyhart.com

www.kellyhart.com

CONFIDENTIAL NOTICE: This e-mail transmission and any documents or other writings sent with it constitute confidential information which is intended only for the named recipient and which may be legally privileged. If you have received this communication in error, do not read it. Please reply to the sender at Kelly Hart & Harman LLP that you have received the message in error. Then delete it. Any disclosure, copying, distribution or the taking of any action concerning the contents of this communication or any attachment(s) by anyone other than the named recipient is strictly prohibited.

From: Michael Lythcott <michael@lythcott.com>
Sent: Tuesday, March 26, 2019 12:09 PM
To: [REDACTED]
Cc: Ellen Ahrens <EAhrens@madellaw.com>
Subject: Project Purple Dragon Update

