

STATE OF MINNESOTA
PROBATE DIVISION
COUNTY OF CARVER

DISTRICT COURT
FIRST JUDICIAL DISTRICT

Court File No. 10-PR-16-46

Honorable Kevin W. Eide

In Re: Estate of

Prince Rogers Nelson

MEMORANDUM IN SUPPORT OF
PRIMARY WAVE'S MOTION TO FILE
UNDER SEAL

Decedent.

Primary Wave submits this Memorandum in Support of its Motion to File under Seal the following documents:

Declaration of Eric J. Magnuson and Exhibits A, B, C, and D to the Declaration of Eric J. Magnuson.

This Court has regularly allowed the parties to file material under seal. It has recognized that a court must balance the competing interests for, and against, access to proprietary information before restricting access. *Minneapolis Star & Tribune Co. v. Schumacher*, 392 N.W.2d 197, 203 (Minn. 1986). In general, "in order to overcome the presumption in favor of access, a party must show strong countervailing reasons why access should be restricted." *Id.* at 205–06. Primary Wave's Exhibits A-D to the Declaration of Eric J. Magnuson contain information discussing confidential business transactions related to assignments of the Prince Estate expectancy interest. The parties to those transactions have agreed that the document is confidential and may only be

disclosed to the Court. Filing the entire Agreement under seal is consistent with this Court's September 14, 2016 Order. The interests in keeping this information confidential and private outweigh any interest of disclosure. *See Minneapolis Star & Tribune Co. v. Schumacher*, 392 N.W.2d 197, 202-203, 205 (setting forth the standards governing sealing of information).

Primary Wave respectfully requests that the Court permit it to file its exhibits under seal, and that the Court treat this item as confidential in the same manner as other sealed filings made with the Court.

Respectfully submitted,

Dated: May 31, 2022

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