

STATE OF MINNESOTA  
COUNTY OF CARVER

DISTRICT COURT  
FIRST JUDICIAL DISTRICT  
PROBATE DIVISION

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In the Matter of:  
Estate of Prince Rogers Nelson,

Court File No. 10-PR-16-46  
Judge Kevin W. Eide

Decedent.

**SECOND ORDER REGARDING  
ESTATE CONFIDENTIAL  
INFORMATION**

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The above-entitled matter came before the undersigned based upon the letter and flash drive that were filed with the Court on February 22, 2019 by Christopher W. Madel, attorney for Michael Lythcott. On February 13, 2019, the Court issued an Order which, in part, required the following:

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.

In his submissions to the Court, Mr. Madel provided the flash drive for *in camera* review and noted that it contained over 20,000 emails and attachments. Mr. Madel acknowledged that the normal procedure when asking for *in camera* review would be to bring a motion requesting that the Court conduct such a review. The Court ordered that the documents be turned over to counsel for the Personal Representative, a motion has not been filed with the Court, and the Court does not have the resources to conduct such a review.

Based upon the forgoing procedural history, the Court makes the following:

**ORDER**

1. If Mr. Lythcott believes that some form of review is necessary before the flash drive is turned over to counsel for the Personal Representative, Mr. Lythcott shall do the following prior to March 8, 2019:

- a. file a motion requesting *in camera* review,
- b. set forth the basis for a claim of privilege and the factual basis upon which the claim of privilege is being made, and
- c. file a surety bond of \$25,000 with the Court which shall be used to pay the fee of a special master to review the contents of the flash drive if the Court grants the motion.

2. If the requirements of the paragraph 1 herein are not complied with by March 11, 2019, the Court shall turn the flash drive over to counsel for the Personal Representative in compliance with the Court's February 13, 2019 Order.

Dated: February 27, 2019

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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.