



# ART LAW DAY NYC

FRIDAY, NOVEMBER 8, 2019

9:00 am – 4:30 pm

Benjamin N. Cardozo

School of Law

55 Fifth Avenue, NYC

RECEPTION

5:00 – 6:30 pm

Salmagundi Club

47 Fifth Avenue, NYC

**HERITAGE**  
AUCTIONS

*Abigail Hartmann Associates*  
Fine and Decorative Art Services

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# 2019 ART LAW DAY

8:00 – 9:00 AM

## CHECK-IN AND COFFEE

Sponsor | *Day & Meyer, Murray & Young, Corp.*

9:00 – 9:15 AM

## WELCOME

Lark Mason, *AAA, Board President, Appraisers Association of America*  
Kathleen Guzman, *Managing Director, Heritage Auctions, emcee*

9:15 – 9:45 AM

## KEYNOTE ADDRESS | CRIME AND PUNISHMENT OR PROVE IT!



KENNY SCHACHTER  
*Author, Artist, Curator, Dealer, Lecturer*

I have heard time and again of pathological dealers selling a painting, even more than once, that they neither owned nor had the authority to sell. How were these dealers able to so seamlessly get away with defrauding their friends, associates, and partners for so long? That there is no definitive title to a work of art, yet anything resembling proof of legal ownership, is dumbfounding for a business said to approach \$60 billion per year. This talk will discuss what, if anything, constitutes title for art, and how the art market functions with such a clear and fundamental lack of clarity in something as essential as proof of ownership.

9:45 – 11:00 AM

## THE ROAD TO REPATRIATION? RESTITUTION OF COLONIAL-ERA, NATIVE AMERICAN, AND INDIGENOUS ARTWORKS

Although always a nagging concern for U.S. museums, the taking of artworks and artifacts in the widespread looting of the colonial era now emerges as a primary issue following the Sarr-Savoy Report. This report addresses France's need to make amends for extensive looting in sub-Saharan Africa and it has sparked increased attention in Europe and the United States. This panel will review the Sarr-Savoy Report and its recommendations, discuss the historical facts upon which it is based and comparable situations occurring in colonized areas elsewhere, relate those events to the current situation with Native American losses and claims, and review the legal context of colonial appropriation issues.

Shannon O'Loughlin, *Executive Director, Association of American Indian Affairs*  
Thomas R. Kline, *Partner, Cultural Heritage Partners, LLC*  
Diala Touré, Ph.D., *Principal, Senior Art Appraiser, Appraisals of Value, LLC*  
Dorit Straus, *Art and Insurance Advisor, Dorit Straus LLC, moderator*

11:00 – 11:15 AM

## COFFEE AND EXHIBITORS

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## CONTINUING EDUCATION: 6 CE/CLE Units

All attendees will receive their Continuing Education Certificates via email after Art Law Day.

Attorneys: Transitional and Non-Transitional:

4.5 Areas of Professional Practice Credits | 1.5 Ethics and Professionalism

# FRIDAY, NOVEMBER 8



**11:15 – 12:30 PM**

## **NEW ISSUES AND PLATFORMS IN THE ART MARKET**

This panel will provide an update on the important regulatory, tax, legal, and technology changes in the art world in 2019.

**Nigel Glenday**, *Chief Financial Officer, Masterworks*

**Marc Halsema**, *Partner, Chief of Staff, Global Family Office Advisory,  
Pennington Partners & Co., LLC*

**Freya Stewart**, *CEO, Art Finance and Group General Counsel, The Fine Art Group*

**Diana Wierbicki**, *Global Head of Art Law, Partner, Withers Bergman LLP, moderator*

Sponsor | *Seriatim, Inc.*

**12:30 – 1:45 PM**

## **LUNCH**

List of neighborhood restaurants provided.

**1:45 – 3:00 PM**

## **IP CAVEATS: WHEN IS THE IP AS IMPORTANT AS THE ART?**

As the global market continues to expand, especially for contemporary art, a range of artistic practices and legal issues have emerged that involve intellectual property (IP) law. This panel will explore the many intellectual property issues that can emerge in creating, buying, reproducing, exhibiting, loaning, licensing and, more generally, exploiting an artwork, and how these legal constraints and protections for both artists and collectors differ from country to country.

**Abbey Green**, *Corporate Counsel & Global Copyright Manager, Christie's Inc.*

**Sarah Conley Odenkirk**, *Fine Art Attorney, ArtConverge*

**Massimo Sterpi**, *Partner, Gianni Origoni Grippo Cappelli & Partners*

**Virginia Rutledge**, *PIPE Arts Group, moderator*

**3:00 – 3:15 PM**

## **COFFEE AND EXHIBITORS**

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**3:15 – 4:30 PM**

## **FINANCIAL OPTIONS FOR BUYING AND SELLING ART**

This panel will discuss the current landscape of complex financial options, i.e., guarantees, loans, and lending alternatives, and how they are implemented to meet the needs of the buyer/seller in today's market.

**Andy Augenblick**, *President, Emigrant Bank Fine Art Finance*

**John R. Cahill, Esq.**

**Katherine Wilson-Milne, Esq., Partner, Schindler Cohen & Hochman LLP**

**Steven R. Schindler, Esq., Partner, Schindler Cohen & Hochman LLP, moderator**

Sponsor | *Shannon's Fine Art Auctioneers*

**5:00 – 6:30 PM**

## **RECEPTION**

All Members, Art Law Day Attendees, and Guests are welcome!

Sponsor | *Schindler Cohen & Hochman LLP*

**THE SALMAGUNDI CLUB** | 47 Fifth Avenue, New York City

A map has been provided for your convenience with the printed materials.

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Heritage Auctions  
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International Foundation for Art Research  
Shannon's Fine Art Auctioneers  
Showplace Estate Buyers  
Windsor Jewelers, Inc.

## ART LAW DAY COMMITTEE

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