

2023 ART LAW DAY

Friday, November 10, 2023

Benjamin N. Cardozo School of Law

55 Fifth Ave, New York, NY 10003

8:50 am - 4:00 pm

Reception 4:30 - 6:00 pm

The Rubin Museum of Art



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ART
LAW
DAY



FRIDAY, NOVEMBER 10, 2023

8:00 – 8:50 am EST **CHECK-IN AND COFFEE**
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8:50 – 9:00 am EST **WELCOME**
Edward Yee, AAA, President, Appraisers Association of America
William Roland, Roland Auctions, Barrister Sponsor

9:00 – 9:30 am EST **Keynote Address: Adam Gopnik**, The New Yorker
Introduction: Steven R. Schindler, Partner, Schindler Cohen & Hochman LLP



Adam Gopnik will speak on the difference between achievement and accomplishment, both in the education of our children, and, more broadly, in the later education of ourselves. Accomplishment, driven from inside, turns out to be life-saving—and life-enhancing—in ways that achievement, enforced from without, is not. Even in our later life, attempting an impossible task makes meaning more obtainable—and serves as the foundation on which liberal democracy can grow.

9:30 – 10:45 am EST **AI, IP, AND ANDY WARHOL: THE VALUE OF AUTHORSHIP**

What's in a name? Identifying a specific author, whether individual or cultural, is typically where an assessment of the value of an artwork begins. But as we know from centuries of changes in historical modes of creative production and the advent of new technologies, "authorship" can be a shifting category. The establishment of legal regimes regulating the identities and rights of authors, particularly copyright and moral rights, has played a significant role. This panel considers recent developments in artistic practice involving the use of artificial intelligence as a tool for creativity, and related questions about the application of existing intellectual property law, in which fair use has already emerged as a key point of discussion.

Ben Davis, Senior Art Critic, Artnet News
Megan Noh, Partner, Pryor Cashman LLP
Virginia Rutledge, Art Historian and Attorney, *Moderator*
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10:45 – 11:00 am EST **COFFEE BREAK**
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11:00 am – 12:15 pm EST **WHEN ETHICS AND THE ART LAWYER MEET**

Like the role of “art advisor,” the role of an “art lawyer” is not defined. The art lawyer is often called upon to render advice across disciplines in the areas of litigation, corporate transactions, trusts and estates, and tax. This panel will identify and explore the ethical rules and the ethical risks that should guide art lawyers in their practices.

Megan L. Brackney, Partner, Kostelanetz, LLP
Michael S. Ross, Principal, Law Office of Michael S. Ross
Steven R. Schindler, Partner, Schindler Cohen & Hochman LLP, *Moderator*
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12:15 – 1:15 pm EST **LUNCH**

List of neighborhood restaurants enclosed

1:15 – 2:30 pm EST **ART MOBILITY**

Art is transported globally both temporarily and permanently for a number of reasons. This panel explores the considerations one should address prior to moving art. The panelists will discuss the shipping logistics, tax issues, regulatory considerations, customs fees, and import and export procedures relating to the movement of art to and from various jurisdictions around the world.

Sirena Maxfield, Operations Manager, Masterpiece International, Ltd.
Mary-Claire Turkington, Deputy General Counsel, EMEA, Christie’s
Diana Wierbicki, Global Head of Art Law, Partner, Withers Worldwide
Sponsor | James Francis Trezza

2:30 – 2:45 pm EST **COFFEE BREAK**

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2:45 – 4:00 pm EST **HOT TOPICS IN ART LAW**

This panel will cover several current hot topics in art law including the uses (real and potential) of AI in appraising and authenticating art, the latest legal developments in repatriating art and cultural property, and the use and enforceability of resale restrictions in fine art purchase agreements and invoices. In discussing each of these topics, the panelists will examine the legal and practical landscape, pitfalls and best practices.

Amelia K. Brankov, Founder, Brankov PLLC
Luke Nikas, Partner, Quinn Emanuel Urquhart & Sullivan, LLP
Michael McCullough, Partner, Pearlstein & McCullough LLP
Katherine Wilson-Milne, Partner, Schindler Cohen & Hochman LLP, *Moderator*
Sponsor | Lecky Art Group LLC | Penelope Dixon & Associates



Evening Reception

The Rubin Museum of Art, 4:30-6pm
150 West 17th Street, East of 7th Avenue

Art Law Day attendees are invited to a networking reception at the Rubin Museum and are welcome to stay for their K2 Friday Night event.

**THE
RUBIN**
**MUSEUM
OF
ART**

Art Law Day Materials

We're going green! All conference materials, including speaker materials, sponsor and attendee directories will be digital this year. They can be found via the link in the reminder email.

The link for **Closed Captioning** can be found on the Attendee Page.
A link to the Attendee Page was included in the reminder email.

ATTORNEYS ONLY - CLE Credits

This program of four panels is approved for up to 1.5 transitional/non-transitional New York State CLE credits in the category "Ethics & Professionalism" and 4.5 transitional/non-transitional New York State CLE credits in the category "Areas of Professional Practice." To receive CLE credits for a panel, you must attend that part of the program "live." We cannot award CLE credits for watching a recorded version of any part of this program.

In person attorneys *must* sign in and out.

Virtual attendees *must* record CLE codes displayed during each panel on the provided affirmation form.

Appraisers Association of America members will automatically receive 6 CE (continuing education) credits.



WIFI INSTRUCTIONS

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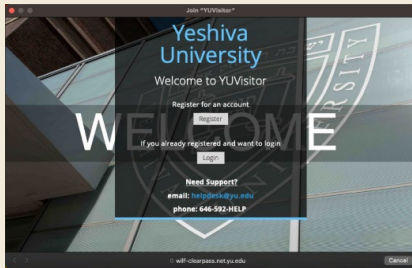
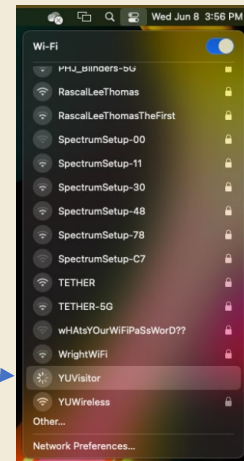


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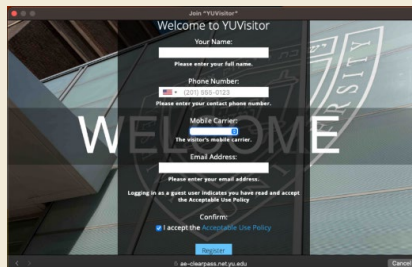
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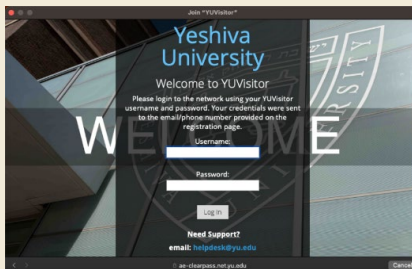
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Save the Date! 75th Anniversary Gala **Wednesday, April 24, 2024**

Rainbow Room, Rockefeller Center, NYC
Honoring **Hans Neuendorf**, Founder, artnet, AG



The Appraisers Association of America, Inc. is the premier association of personal property appraisers who focus on fine and decorative arts. Our members provide independent, ethical, and objective valuations for insurance, estate tax, charitable donation, equitable distribution, and liquidation purposes. The Appraisers Association of America, Inc. was founded in 1949 and incorporated in 1950 in New York State as a non-profit 501(c)(6) trade association; in 1983, the Appraisal Institute of America was established as a non-profit 501(c)(3) educational foundation. Its mission is to provide, advance and promote educational programs and accessibility to information pertaining to appraisals for the general public and for new and established appraisers.