

9th Annual Conference!

# VISUAL ARTS & THE LAW

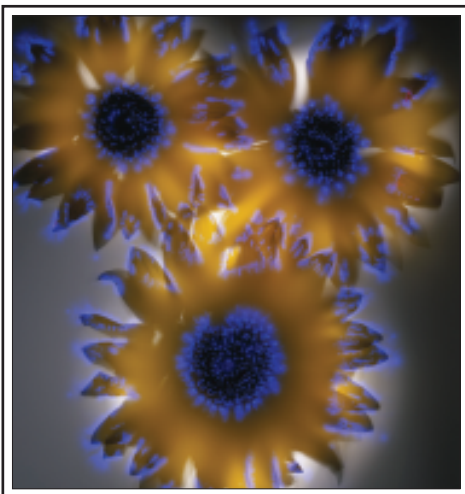
August 9-10, 2007  
Inn and Spa at Loretto  
Santa Fe

Register  
Today!

www.cle.com

FAX (303) 321-6320  
E-MAIL registrar@cle.com

MAIL CLE INTERNATIONAL  
1620 Gaylord Street  
Denver, CO 80206  
PHONE (800) 873-7130



Hopi Dye Sunflower by Robert Buelteman

**YES!** Please register the following:

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 Email: \_\_\_\_\_  
 Name: \_\_\_\_\_  
 Email: \_\_\_\_\_  
 Firm: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 City: \_\_\_\_\_  
 State: \_\_\_\_\_ Zip+4 \_\_\_\_\_  
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Save when two or more register!

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**I cannot attend. Please send me:**

- Course Materials Only  
 Audio Homestudy Course (Audio Transcript and Materials)  
 Email Notification of Future Conferences

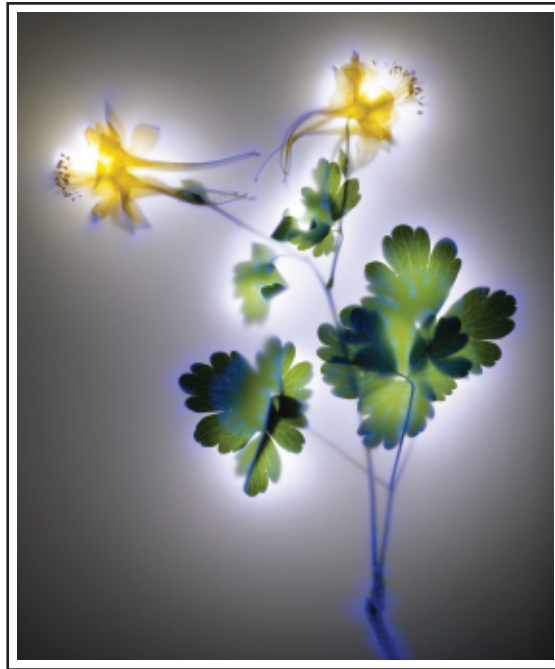


Earn up to 12 Hours MCLE Credit  
Including One Hour of Ethics  
Earn up to 12 Hours Appraiser Credit

9th Annual Conference!

# VISUAL ARTS & THE LAW

August 9-10, 2007 • Inn and Spa at Loretto • Santa Fe



Golden Columbine by Robert Buelteman

**New this Year!**

**A private screening of the movie that has the  
whole art world talking and that has everybody else asking:  
"Who the #\$% is Jackson Pollock?"**

**Also Featuring:**

**Lunch with Artist Robert Buelteman**

**Private Reception at the Renowned Gerald Peters Gallery®**

**Private Reception and Docent Tour of the Wheelwright Museum  
of the American Indian on Santa Fe's Museum Hill**

**Attendees from across North America have already  
benefited from this illuminating Conference:**

"The conference was uniformly excellent."  
Lori Mark, Gardiner Roberts, LLP, Toronto, ON

"This being my second Visual Arts program experience, I find the reward is exponential. I certainly look forward to more opportunities to participate."  
Charles H. Magnuson, Los Angeles, CA

"As an artist and an Administrator of Public Art Programs, I found the information presented to be very useful and interesting."  
Irene Finck, Ohio Arts Council, Columbus, OH

## Conference information

### Continuing Education Credit

**CLE INTERNATIONAL** is an approved sponsor in all jurisdictions with mandatory continuing legal education requirements.

**New Mexico:** This course qualifies for CLE credit and has been approved by the New Mexico Minimum Continuing Legal Education Board for a maximum of 12 hours of credit, including one hour of ethics.

**California:** This course has been approved for Continuing Legal Education Credit by the State Bar of California in the amount of 12 hours, which includes one hour of legal ethics. **CLE INTERNATIONAL** is an approved sponsor of the State Bar of California, Sponsor No. 01073.

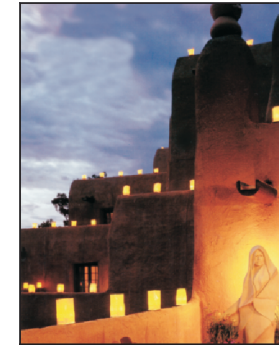
**New York:** This course meets the requirements for up to 12 hours of credit, including one hour of ethics.

**Appraisers:** This course meets the requirements for 12 hours of appraisal credit.

For accreditation in other jurisdictions or disciplines, please contact **CLE INTERNATIONAL** at (800) 873-7130.

### Registration

Advance registration is recommended, and you are encouraged to mail in your registration early. Or simply call in your registration or home study order to (800) 873-7130, fax the Registration/Order Form to (303) 321-6320, email your registration to registrar@cle.com, or register on-line at www.cle.com. Full payment is due at time of registration. Walk-in registrations will be subject to space availability. Please call **CLE INTERNATIONAL** at (800) 873-7130 if you require any special accommodations.



### Inn and Spa at Loretto

211 Old Santa Fe Trail  
Santa Fe, New Mexico 87501

### For Hotel Reservations

Community World Travel  
(888) 724-0500  
www.communityworldtravel.com

### Tuition: \$895

The tuition fee of \$895 per person (\$795 for government employees, 501(c)(3) organizations, full-time judges, law students and paralegals) includes attendance at all sessions, course materials, continental breakfasts, coffee breaks, lunch

on Thursday, private screening of "Who the #\$% is Jackson Pollock?," a private reception at the Gerald Peters Gallery®, and a private reception and docent tour of the Wheelwright Museum of the American Indian.

### Save When Two or More Register

Save \$200 or more with our multiple registrant discount! For two or more registering from the same firm, the tuition fee is only \$795 per person (\$695 for government employees, 501(c)(3) organizations, full-time judges, law students and paralegals).

### Course Materials

Each registrant will receive a set of course materials, prepared by the speakers especially for this Conference, which will be a valuable future reference. The course materials alone are available for \$95 plus \$10 shipping and handling.

### Home Study Package

If you cannot attend, **CLE INTERNATIONAL** also offers a complete audio transcript of the Conference (including all course materials) for \$895 plus \$10 shipping and handling. This package may qualify for home study credit.

### Cancellation

Full tuition refunds (less a \$50 administrative charge) will be given only if notice of cancellation is received by 5:00 p.m. MST on the Friday prior to the Conference. Substitutions may be made at any time.

### Sponsorship Information

Sponsorship and exhibition opportunities are still available. For more information, please contact Shauna Kraczek at (800) 873-7130 or shauna@cle.com.

### About CLE International

**CLE INTERNATIONAL**, a leading provider of continuing professional education, has been presenting high-quality programs nationwide since 1983.

- 8:15 Registration and Continental Breakfast
- 8:45 **Welcome and Introduction**  
Overview of Day One  
**George F. Bingham, Esq., General Counsel, Program Co-Chair**  
*The Peters Corporation, Santa Fe, NM*
- 9:00 **Copyrights and Moral Rights**  
The Basics and the Visual Artist's Rights Act of 1990  
**Simon J. Frankel, Esq.**  
*Covington & Burling, San Francisco, CA*
- 10:00 Morning Break
- 10:15 **Developing the Market**  
Representing the Contemporary Artist  
**Gilbert S. Edelson, Esq., Trustee, Archives of American Art of the Smithsonian Institute and New York Studio School**  
*Katten Muchin Rosenman, New York, NY*  
**Gayle Maxon-Edgerton, Vice President of Collections and Director of Contemporary Art**  
*Gerald Peters Gallery®, Santa Fe, NM*
- 11:30 **The Picture, the Thief and the Internet**  
A Sequel  
**Benjamin Allison, Esq.**  
*Sutin, Thayer & Browne, Santa Fe, NM*
- 12:30 **Lunch Reception with Featured Artist Robert Buelteman**
- 2:00 **Current Legal Developments and Decisions in Art and Antiquities for 2006/2007**  
Review of State and Federal Decisions  
**Robert A. Horn, Esq.**  
*New York, NY*
- 2:45 Afternoon Break
- 3:00 **"All right, Mr. DeMille, I'm ready for my close-up."**  
When Visual Art Meets the Moving Image: Infringement, Ownership, Fair Use and Negotiation Strategies  
**Linda Joy Kattwinkel, Esq.**  
*Owen, Wickersham & Erickson, San Francisco, CA*  
**Pieter Arend Folkens, Principal**  
*A Higher Porpoise Design Group, Benicia, CA*  
**Rochael M. Soper, Esq.**  
*Palo Alto, CA*
- 4:30 **Interactive Art and the "CopyLeft"**  
Im/Permanence in Creating, Displaying, and Preserving New Media Works from Burning Man to the Guggenheim  
**Kristin Hale, Grants and Special Projects, and John Mueller, Esq., Board Director**  
*Black Rock Arts Foundation, San Francisco, CA*  
**Brooke Oliver, Esq., Program Co-Chair**  
*Oliver Crain, San Francisco, CA*



GERALD PETERS GALLERY®

5:45 **Adjourn to Private Wine and Beer Reception Located at the Gerald Peters Gallery® with Artist Robert Buelteman**

The Gerald Peters Gallery®, founded in 1972, is recognized as one of the world's largest and most respected dealers in American art from the nineteenth and twentieth centuries.

- 8:00 Continental Breakfast
- 8:30 **Welcome Back**  
Overview of Day Two  
**Brooke Oliver, Esq., Program Co-Chair**
- 8:45 **Creating and Managing Artists' Trusts**  
Practical and Legal Considerations  
**Ann M. Garfinkle, Esq.**  
*Whiteford, Taylor & Preston, Washington, DC*
- 9:45 Morning Break
- 10:00 **Art Post-Mortem**  
Saving Taxes and Preserving Their Legacy  
**Peter E. Lippett, Esq.**  
*San Francisco, CA*
- 11:00 **Photography**  
Licensing Overview and Issues  
**Henry W. "Hank" Jones, III, Esq.**  
*Austin, TX*
- 11:45 Q&A Panel  
*Members of the Faculty*
- 12:00 Lunch Break (On Your Own)
- 1:30 **Artful Mediation**  
Mastering the Process and Avoiding the Pitfalls  
**Marc David Paisin, Esq.**  
*Oakland, CA*  
**Linda Joy Kattwinkel, Esq.**
- 2:00 **What the #&% is Authenticity?**  
A Private Screening of "Who the #&% is Jackson Pollock?" with Live Expert Commentary on the Film and Other Related Forensic Issues Involving Authenticity  
**Charles B. Goldstein, ISA, CAPP, Forensic Art Appraiser**  
*Charles Barry International, Rockville, MD*
- 3:45 **Ethics**  
Current Issues and Perspectives  
**Alice Tomlinson Lorenz, Esq.**  
*Miller Stratvert, Albuquerque, NM*
- 4:45 Q&A Panel  
*Members of the Faculty*
- 5:00 Evaluations and Adjourn
- 5:30 **Reception and Tour of the Wheelwright Museum of the American Indian**  
Exhibit: Tradition in Tourism, 1870-1970



Join us on Santa Fe's renowned Museum Hill for a private reception and a docent tour of this museum featuring contemporary and historic Native American art with an emphasis on the Southwest.

Navajo folk art horse, ca. 1930  
Wheelwright Museum of the American Indian, Santa Fe  
Gift of J. O. Brew, Photograph by Addison Doty

**Program Co-Chairs**

**George F. Bingham** is active in all phases of art transactions, including consignments from artists and estates, purchase and sale, copyright and licensing. He served for 10 years on the New Mexico Bar Advisory Opinions Committee advising other lawyers on ethical issues.

**Brooke Oliver** is a principal of her firm, which is an art, intellectual property and entertainment law firm in San Francisco and the Atlanta area. She is the international business manager for artist Michael Parkes, and represents artists, activists and entrepreneurs, including the Jerry Garcia Estate, the Dolores Huerta Foundation, Corbis, Princess Cruises, Sony Entertainment, Eyvind Earle, Michael Parkes, Black Rock Arts Foundation, and Judith Baca.

**Featured Artist**

**Robert Buelteman** is celebrated for his unique approach to photography, creating vivid imagery using only the most basic tools of his craft: light and film. The resulting artwork invites a different experience of nature, opening an inquiry into the design of life itself. He recently served as the Artist-in-Residence at the Santa Fe Institute and has work in several prominent collections.

**Benjamin Allison** is a copyright and trademark lawyer in Santa Fe, where he is a shareholder and director of his firm. His practice also includes commercial and art litigation. Before joining his firm, he practiced law at Dewey Ballantine, LLP, in New York City and clerked for U.S. Court of Appeals Judge Paul Kelly, Jr.

**Gilbert S. Edelson** concentrates his practice in the representation of clients in the visual arts. He is Vice President of and Counsel to the Art Dealers Association of America. He is a trustee of the Archives of American Art of the Smithsonian Institute and of the New York Studio School.

**Pieter Arend Folkens** is a biomedical illustrator best known for his work in marine mammals and human osteology. He designed and sculpted the anatomy of such memorable cinematic cetaceans as the humpback whales in *Star Trek IV*, the killer whales in the *Free Willy* series, and dolphins for *Flipper* (the movie), *White Squall*, *SeaQuest DSV* and others.

**Simon J. Frankel** focuses on trademark, copyright, patent, professional liability and appellate litigation, and legal issues relating to visual art. He represents plaintiffs and defendants in a broad range of business disputes and copyright, trademark and patent actions.

**Ann M. Garfinkle** represents visual artists in both the commercial and fine arts fields, galleries, writers and estates of artists and collectors. She is the Secretary of the Washington, DC, chapter of ArtTable, a Trustee of the Maryland Institute College of Art, a Director of the Arlington (VA) Arts Center and a member of the Washington, DC, Estate Planning Council.

**Charles B. Goldstein** is a forensic art appraiser. He has earned the designations "Certified Appraiser of Personal Property (CAPP) in Fine Art" and "Certified Appraiser of Personal Property (CAPP) in Limited Edition Prints" from the International Society of Appraisers and is the Fine Art Chair for that Organization. He has over 25 years of fine art appraisal and dealer experience.

**Kristin Hale** is on staff at her Foundation, which supports and promotes community-based, interactive art, with the intent of generating social participation.

**Robert A. Horn** has over 30 years of experience practicing art law and entertainment law. He is on a committee established by the Pan Am Historical Foundation to preserve the legacy, artifacts, objects and history of Pan American Airways by the creation of a nonprofit aviation museum.

**Henry W. "Hank" Jones, III**, is a 27-year commercial and intellectual property practitioner who has assisted photographers in four states. He has served as general counsel of two publicly traded companies and as Vice President of Intellectual Property of a third. In addition to software, Internet and other technologies work, he handles publishing, advertising and marketing matters.

**Linda Joy Kattwinkel** practices intellectual property and arts law for corporate clients such as Sanrio ("Hello Kitty") and Francis Ford Coppola, as well as individual artists and designers. She serves as a mediator and arbitrator for California Lawyers for the Arts.

**Peter E. Lippett** has been practicing estate planning and trust law for 44 years. He represents several artists and artists' estates. He has lectured extensively, has authored two books on estate planning, and is a member of the San Francisco Estate Planning Council.

**Gayle Maxon-Edgerton** established the Contemporary Department at the Gerald Peters Gallery® and has developed professional relationships with artists, collectors and cultural institutions throughout the United States. Through her work, she has enhanced the careers of gallery artists while increasing understanding and appreciation of their art.

**John Mueller** serves on his Foundation's Board of Directors. He is a former Chairman of the Board of Directors of Bread & Roses and has supported the arts and entertainment for many years.

**Alice Tomlinson Lorenz** is a former member of the New Mexico Commission on Professionalism, the ABA Commission on Impaired Attorneys and the Lawyers' Assistance Committee. She received the New Mexico Law Review Excellence in Jurisprudence Award in 2005.

**Marc David Paisin** co-founded California Lawyers for the Arts in 1973. He currently maintains a full-time practice as a mediator/arbitrator, with a continuing consultation practice in art law.

**Rochael M. Soper** is an attorney and negotiator representing clients in the areas of technology, entertainment and design. She maintains a broad client base, from individuals and small businesses to large companies, such as Genentech and IDEO. She particularly enjoys representing independent documentary filmmakers.