

10th Annual Conference • The only Conference of its kind!



August 18-19, 2008
Historic La Fonda in Santa Fe, NM



1620 Gaylord Street
Denver, CO 80206

Visual Arts & THE LAW

Managing the Collection:
Issues for Individuals and Institutions

Special Features:

- Keynote presentation by Aaron M. Milrad, eminent collector of contemporary art
- Private wine and beer reception at the Gerald Peters Gallery®
- Private docent tour of the Georgia O'Keeffe Museum
- Luncheon and presentation by Featured Artist, William F. Shepherd
- Materials binder specially prepared by the faculty
- Two full days of fun and informative presentations by leaders in the industry

Now the week of Indian Market!



10th Annual Conference

The best faculty. The best experience.



"Coyote and Comet" by Hita von Mende, Collection of CLE International

Visual Arts & THE LAW

Managing the Collection:
Issues for Individuals and Institutions

August 18-19, 2008
Historic La Fonda in Santa Fe, NM

The only Conference of its kind!

Whether you are an artist, lawyer, manager of your own collection, a gallery owner, or the curator for an art museum, you'll learn what you need to know about:

- Copyright and New Media Issues
- Authentication and Appraisals
- The Latest Art Case Law and Legislation
- False Advertising
- Insurance
- Cultural Property and Antiquities
- Gift and Estate Taxation
- Inspiration Versus Infringement
- Collecting from the Collector's Perspective

All presented with the collector's needs in mind!

Now the Week of Indian Market!
Local hotels are filling up fast—register and reserve your space now!

Earn up to 12 Hours MLCE Credit

The only Conference of its kind!

4 Easy Ways to Register

- 1 **www.cle.com/arts**
- 2 **FAX** (303) 321-6320
- 3 **PHONE** (800) 873-7130
- 4 **MAIL** CLE INTERNATIONAL
1620 Gaylord Street
Denver, CO 80206

YES! Please register the following:

Name: _____
Occupation: _____
Email: _____
Name: _____
Occupation: _____
Email: _____
Name: _____
Occupation: _____
Email: _____
Firm: _____
Address: _____
City: _____
State: _____ Zip+4: _____
Phone: _____ Fax: _____

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 Monday prior to the Conference. Substitutions may be made at any time.

Tuition includes

- Private Wine and Beer Reception at the Gerald Peters Gallery®
- Private Docent Tour of the Georgia O'Keeffe Museum
- Luncheon and presentation by Featured Artist, Bill F. Shepherd
- Materials binder specially prepared by the faculty
- Two full days of fun and informative presentations by leaders in the industry
- Keynote presentation by Aaron M. Milrad

Tuition

- \$895 per person
- \$795 each for two or more
- \$795 each for government, 501(c)(3) organizations, full-time judges, law students and paralegals
- \$695 each for two or more government, 501(c)(3) organizations, full-time judges, law students and paralegals
- \$450 for full-time, working artists

Home Study

Audio transcript and course materials
 \$895 plus \$10 shipping and handling

Course Materials Only

\$150 plus \$10 shipping and handling

Payment

Check payable to CLE International \$ _____ or charge my:
 VISA MASTERCARD AMEX Expiration Date: _____

Card No. _____
Signature _____

For Hotel Reservations

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

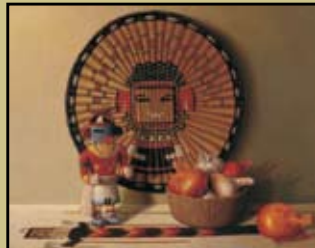
La Fonda
100 E. San Francisco
Santa Fe, NM 87501

MONDAY August 18

- 8:30 Registration and Continental Breakfast
- 9:00 **Welcome and Introduction**
Overview of Day One
George F. Bingham, Esq., Program Co-Chair
The Peters Corporation, Santa Fe, NM
Brooke Oliver, Esq., Program Co-Chair
Oliver, Kattwinkel & Sabec, San Francisco, CA
- 9:15 **Authentication and Appraisals**
Appraisals and Certificates of Authentication
Charles B. Goldstein, ISA CAPP, President
Charles Barry International, Rockville, MD
Forensics and Processes Related to Photographic Collections; Fakes and Frauds
Grant B. Romer, Director, Advanced Residency Program in Photograph Conservation
George Eastman House, Rochester, NY
Scientific Analysis, Cultural Property and the Arts
James Martin, Principal
Orion Analytical, Williamstown, MA
- 10:45 Morning Break
- 11:00 **False Advertising**
Puffing vs. Misrepresentation
Tsan Abrahamson, Esq.
Cobalt, Berkeley, CA
- 11:45 **Copyright Basics**
Overview of Copyright, 106(a) Moral Rights, The Latest on Orphan Works and Fashion Design
Janet Fries, Esq.
Drinker Biddle, Washington, DC
- 12:30 **Private Luncheon**
Featured Artist: William F. Shepherd
- 1:45 **Introduction and Update on Visual Arts Law**
The Newest Legislative and Case Law Issues
Robert A. Horn, Esq.
New York, NY
- 2:30 **Art Insurance for Collectors and Institutions**
A Look at Current Issues, Including Coverage, Catastrophe Protection, Pricing and Trends
Katja Zigerlig, Director, Fine Arts
AIG Private Client Group, New York, NY
- 3:15 Afternoon Break
- 3:30 **Acquiring and Collecting**
What's Involved in a Collector's Decision to Buy
Dianne Borsini-Burr, Principal
Borsini-Burr Galleries, Half Moon Bay, CA
Gilbert S. Edelson, Esq.
Katten Muchin Rosenman, New York, NY
- 4:45 **New Media and the Visual Arts**
What It Is; Protection; Reproduction; Preservation, Value and Copy Left
Brooke Oliver, Esq., Program Co-Chair
- 5:30 **Adjourn to Private Wine and Beer Reception with William F. Shepherd**
Located at the Gerald Peters Gallery®

What do a marzipan skull from Mexico, a Plains Indian tobacco pouch, and a crouching, porcelain Black Panther have in common?

FEATURED ARTIST William F. Shepherd juxtaposes these types of handmade objects and explores the rich cultural reality they create when brought together.



CLE INTERNATIONAL
Program Attorney
Caroline R. Kert
caroline@cle.com

TUESDAY August 19

- 8:30 Continental Breakfast
- 9:00 **Welcome Back**
Overview of Day Two
Brooke Oliver, Esq., Program Co-Chair
George F. Bingham, Esq., Program Co-Chair
- 9:15 **Inspiration or Infringement?**
What Every Visual Artist and Art Lawyer Should Know About the Difference Between Inspiration and Illegal Copying
Linda Joy Kattwinkel, Esq.
Oliver, Kattwinkel & Sabec, San Francisco, CA
Pieter Arend Folkens, Principal
A Higher Porpoise Design Group, Benecia, CA
Marc David Paisin, Esq.
Mediation Law Offices of Marc David Paisin, Oakland, CA
- 10:30 Morning Break
- 10:45 **Adventures in Intellectual and Cultural Property**
A View from the National Museum of the American Indian
Anne McMullen, PhD
Curator and Head of Collections Research and Information
National Museum of the American Indian, Suitland, MD
- 11:30 **Keynote Presentation**
Collecting from the Collector's Perspective
Aaron M. Milrad, Esq.
Fraser Milner Casgrain, Toronto
- 12:15 Lunch Break (on your own)
- 1:30 **Ethics**
Issues in the Artistic Realm
Alice Tomlinson Lorenz, Esq.
Lorenz & Goble, Albuquerque, NM
- 2:30 Afternoon Break
- 2:45 **Cultural Patrimony and Antiquities**
Italian Claims; Looted Iraqi Objects; Prudent Investigation and Documentation of the Acquisition of Ancient Art and Cultural Objects
William G. Pearlstein, Esq., Of Counsel
Golenbock Eiseman Assor Bell & Peskoe, New York, NY
Susan B. Bruning, Esq.
Bruning Law Firm, Irving, CA
- 4:00 **Estate and Gifting Issues**
Intervivos Charitable Giving of Art: Current Issues and Update on Federal Tax Legislation
Ann M. Garfinkle, Esq.
Whiteford, Taylor & Preston, Washington, DC
Art Post-Mortem: Saving Taxes and Preserving Its Legacy
Peter E. Lippett, Esq.
San Francisco, CA
- 5:15 Evaluations
- 5:30 **Adjourn to Private Docent Tour of the Georgia O'Keeffe Museum**



Aaron M. Milrad, Esq.

meet your FACULTY

Program Co-Chairs

George F. Bingham is counsel to the Gerald Peters Gallery®. He provides advice in all phases of art transactions, whether directly or through affiliated companies. His focus includes consignments from artists and estates, copyright and licensing and counsel related to insurance, general business and ongoing operations matters.

Brooke Oliver represents artists, activists and entrepreneurs in art, copyright, and trademark litigation and transactions. Her clients include the Jerry Garcia and Nina Simone Estates, the Dolores Huerta Foundation, Sony Computer Entertainment, Michael Parkes, Eyvind Earle, Judith Baca, Burning Man and San Francisco Pride.

Featured Speakers

Aaron M. Milrad is an art collector who also serves as an eminent Canadian arts and culture lawyer. In 1999, he gifted one of the most important collections of international contemporary ceramics in Canada to the Gardiner Museum in Toronto. He draws on his experience as a collector and attorney to advise clients about their own collectibles; import and export of art; donation programs; and issues for artists, architects and authors.

William F. Shepherd creates a unique look into the reality of our modern multicultural society by juxtaposing handmade objects that speak about the culture from which they came. His most recent exhibition, *Reviewing the West*, has been displayed at the Gerald Peters Gallery® in Santa Fe and the Nicolaysen Museum & Discovery Center in Casper.

Faculty Members

Tsan Abrahamson focuses on intellectual property, advertising, trademark and copyright clearance and prosecution, licensing and other business transactions. She previously served as the worldwide Intellectual Property and Licensing Counsel at LeapFrog Enterprises.

Dianne Borsini-Burr started her first gallery in 2001 and quickly opened a second gallery. She has spent the past seven years mentoring and promoting artists, as well as showcasing great art. She has a background as an entrepreneur involved in accountant staffing and real estate development.

Susan B. Bruning heads a boutique practice focused on entertainment, fine arts, antiquities and cultural heritage. She has been an adjunct professor of law for 15 years, teaching Art & Antiquities Law, Entertainment Law, and Law & Archeology.

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 both the Archives of American Art of the Smithsonian Institute and 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.

Janet Fries leads her firm's copyright practice group. She has represented numerous authors, artists, collectors, estates, art organizations, musicians, producers and Internet companies. She is a board member of the Washington Area Lawyers for the Arts and an experienced professional editorial and fine art photographer.

Ann M. Garfinkle represents visual artists and writers, as well as the estates of artists and collectors, including the estate of Morris Louis. She is also a member of the Executive Committee of the Board of Trustees of the Maryland Institute College of Art, a founding director of International Network for Conservation of Contemporary Art and a member of the 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.

Robert A. Horn has over 30 years of experience practicing art law and entertainment law. He is also a collector of late 19th-century and early 20th-century American art and American prints. In April 2006, he spoke for the International Society of Appraisers on the "Role of Appraiser in Protecting the Client from Dispute Valuation and Litigation."

Linda Joy Kattwinkel is a visual artist who also practices intellectual property and arts law for corporate clients, as well as individual artists and designers. She has been mediating and arbitrating arts related disputes since 1987.

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.

Alice Tomlinson Lorenz focuses on appellate law, commercial, complex and class action litigation, professional liability and personal injury. She 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.

James Martin founded his materials analysis and consulting firm and specializes in the examination and analysis of cultural property. He has undertaken more than 1,300 investigations for museums, collectors, law firms and insurance companies.

Ann McMullen focuses on policy development, intellectual and cultural property and rights management, collections research and collecting issues. She has worked in museums since 1978, including as the head of Anthropology at the Milwaukee Public Museum.

Marc David Paisin co-founded California Lawyers for the Arts in 1973 after completing his dual media M.F.A. in metal smithing and glass blowing. His clients have included the Natural Science Illustrators, Association of Medical Illustrators, Society of North American Goldsmiths, Graphic Artists Guild, HESCA and Society of Western Painters. He currently maintains a full time practice as a mediator/arbitrator, with a continuing consultation practice in art law.

William G. Pearlstein focuses on regulation of international transfers of cultural property. He represents both private dealers and collectors of fine art and antiquities. He has represented Sotheby's in connection with proposed restrictions on Chinese artworks and with a prominent antiquities dealer in generating a policy proposal to a leading business think tank.

Grant B. Romer has been with his organization since 1975. He became the photograph conservator in 1978 and has contributed to the professional development of many of the international leaders in his field today. He is known worldwide as a lecturer and author.

Katja Zigerlig oversees the strategic growth of the fine art, jewelry and wine insurance portfolio of her company. She has over a decade of professional experience in the art world and holds a masters degree in art history. She is a member of the Young Collectors Council at the Guggenheim Museum.