

Practical Advice on Handling Legal Issues Confronting the Art World Today

Tuesday, May 21, 2013 / 6:00 p.m. to 9:00 p.m.

Program Chair

John Cahill
Lynn|Cahill LLP

Sponsoring Association Committee:
Art Law, John R. Cahill, Chair



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Description

The art world and the art market are arguably in an unprecedented state of crisis. At a time when a number of multi-million dollar forgery schemes have been exposed, scholars and foundations are increasingly unwilling to assist in evaluating the authenticity of artworks. With prices in art markets reaching high points, lawsuits accusing dealers of breaching their fiduciary duties to buyers and sellers are also on the rise. Disputes among studio assistants and among artists are also on the rise as technology and culture create competing claims to images and the art itself. Art owners, buyers and sellers - from museums to collectors and even nations - fight increasingly in civil and criminal court about who owns works of art and cultural property. At this program, the Art Committee will convene a panel of knowledgeable attorneys and art world experts to discuss how the law as it now exists can be used to address the complex and fascinating issues confronting the art world at the intersection of law and culture.

Faculty

Sherri North Cohen

Director - Underwriting
ARIS Title Insurance Corporation

William Charron

Pryor Cashman, LLP

Mari-Claudia Jimenez

Herrick, Feinstein LLP

Virginia Rutledge

PIPE Arts Group

Agenda

- 6:00 - 6:15 p.m. **Introduction and Overview**
John R. Cahill
- 6:15- 6:45 p.m. **Authenticity Issues**
A discussion of the recent rise in litigation concerning the authenticity of works of art and the decision of several high-profile artist foundations to shut down their authentication boards in light of the substantial legal costs that can be incurred defending such lawsuits.
William Charron
- 6:45- 7:15 p.m. **Cultural Property and Transaction Issues**
A discussion of cultural property issues that affect art transactions and whether current U.S. and international law adequately protect cultural property as well as other legal issues that can arise in art transactions.
Mari-Claudia Jimenez
- 7:15 - 7:30 p.m. **Break**
- 7:30 -8:00 p.m. **Title Issues**
A discussion of the potential title issues that can arise in art transactions and the steps that parties can take to protect themselves, both prior to and after the purchase or sale of a work of art.
Sherri North Cohen
- 8:00 - 8:30 p.m. **Copyright and IP Issues**
A discussion of a number of intellectual property issues that have arisen in the visual arts, including if "best practices" exist when appropriating copyrighted material and if the United States should adopt a "Resale Right" for artists similar to what currently exists in Europe.
Virginia Rutledge
- 8:30 - 9:00 p.m. **Questions & Answers**
Panelists

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Michelle Schwartz-Clement, Director,
City Bar Center for CLE
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