



FORGERIES, FINE ART, AND FRAUD

**Fraud Trends in the Art and Cultural Property Market,
From Old Fashioned Forgeries to the Use of Art to
Money Launder**

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INTRODUCTION

Definitions

- Forgery: artwork created for the purposes of deception
- Fake: artwork that has been misidentified or misrepresented (not necessarily to deceive)

Problems

- Skillful fakes – Old fakes
- Forged documents
- Judgment calls
- Authentication

Legal Issues



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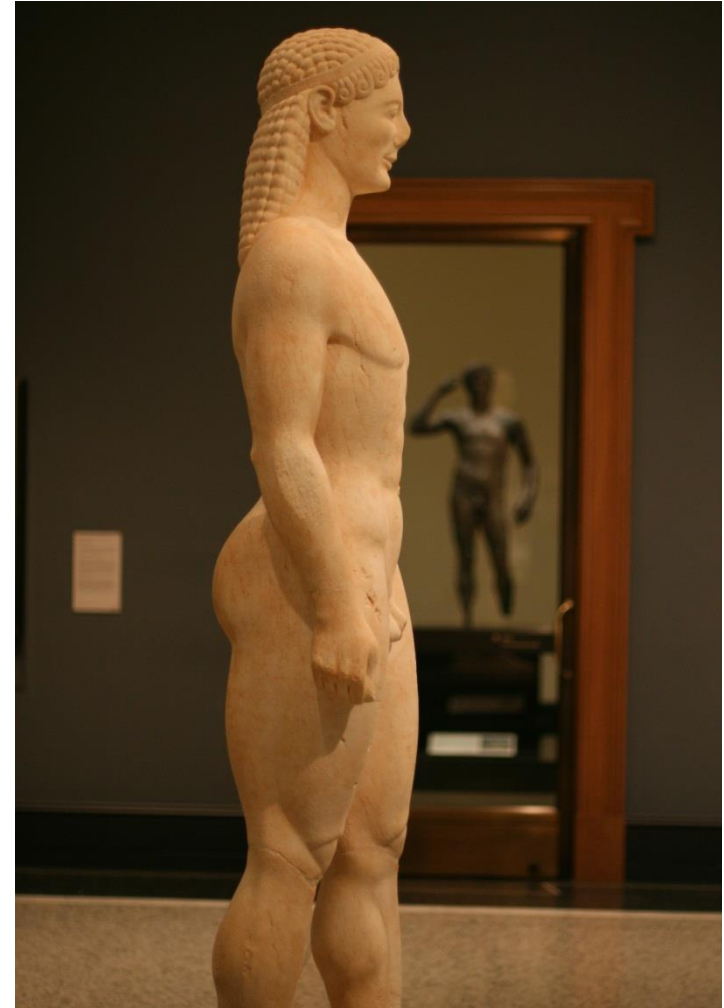


Authentic?

“Greece (?) about 530 B.C. or modern forgery”



Kouros
\$9.5M
J. Paul Getty
Museum



Coins -- Forged and Stolen



Dr. Arnold Peter Weiss
Distinguished Hand Surgeon
President of Board of
RISD Art Museum



ELY SAKHAI

Ely Sakhai



Vase de Fleurs
Paul Gauguin

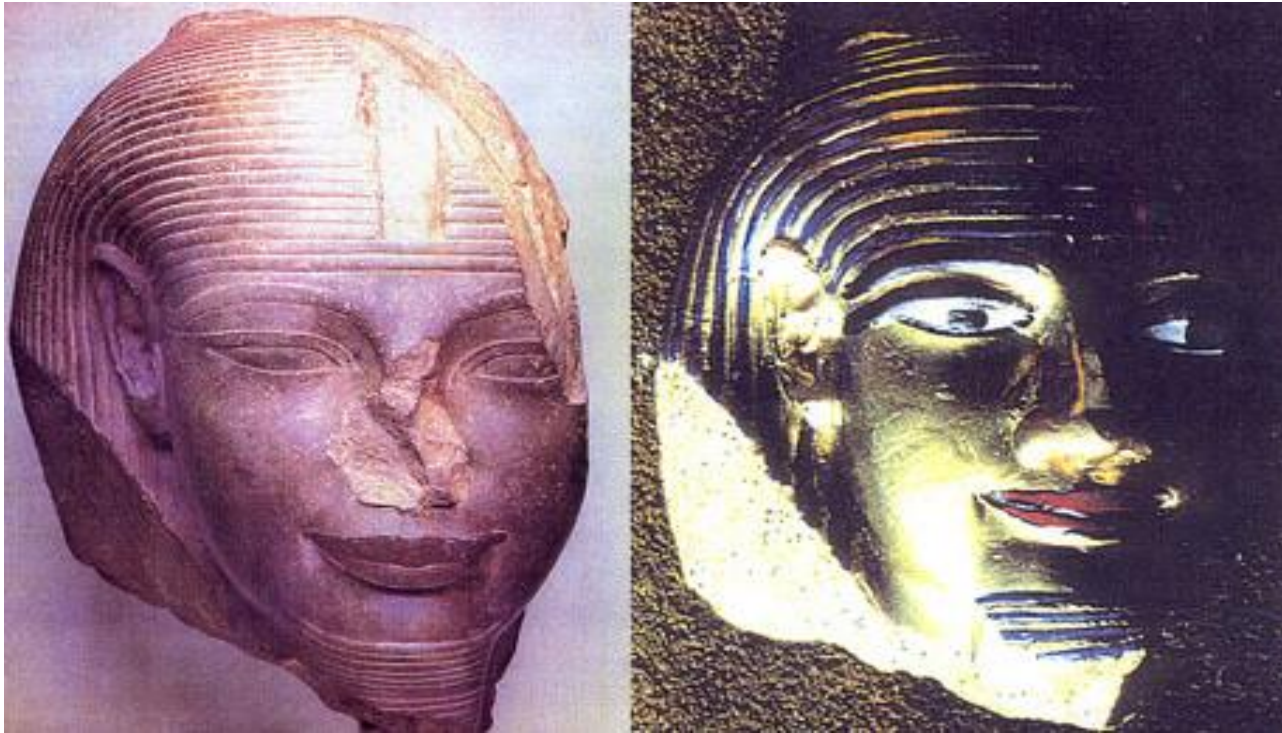
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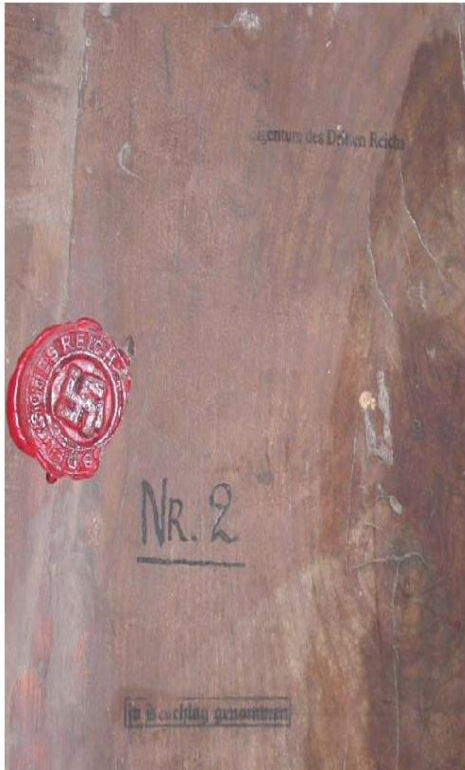
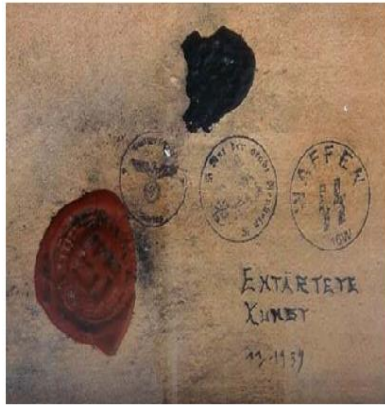
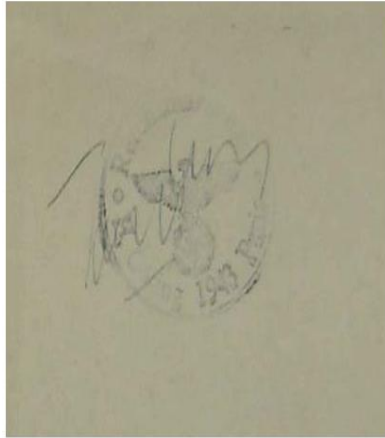


U.S. v. Frederick Schultz



Sculptured head of 18th Dynasty pharaoh Amenhotep III
c. 1403-1354 B.C.

What do these stamps have in common?



- A. Swastika
- B. Degenerate Art
- C. Nazi looting
- D. Forged

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Pre-Columbian?

Real



Fake



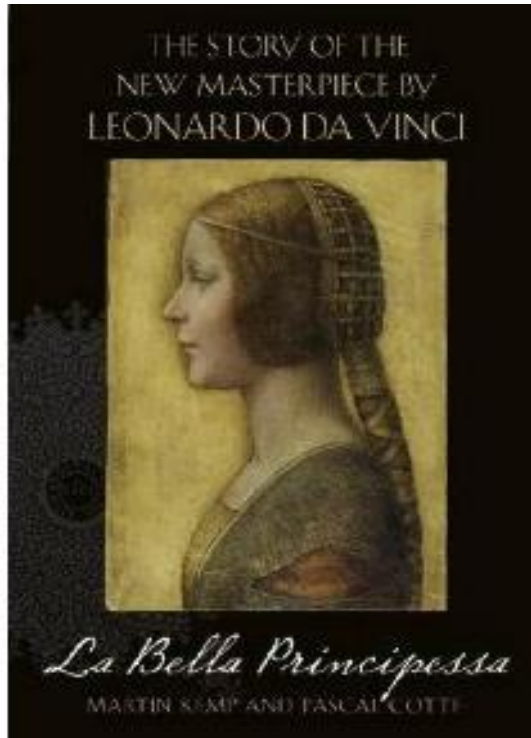
Real



Fake



Authenticity: 19th c. German or Leonardo?



SohoArt



historyblog.com

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Authentication Challenges

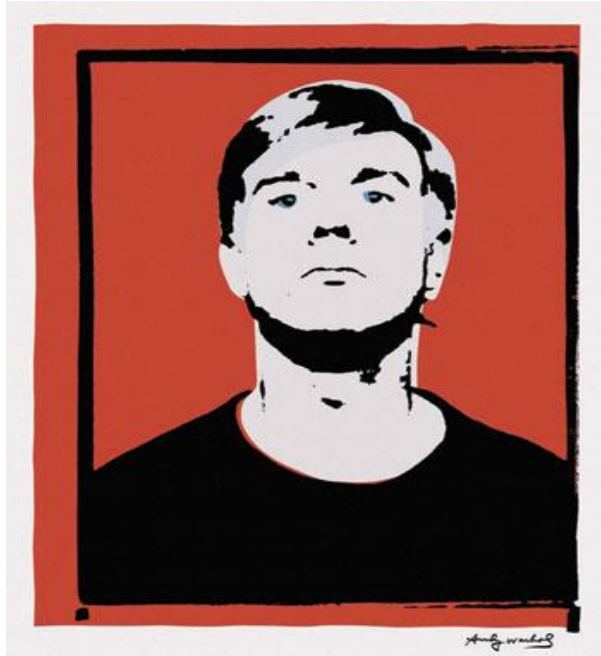
Randy Kennedy, NYTimes

One of 32 “Pollock”
paintings found in 2003



Authentication Boards

Andy Warhol Self-Portrait
Twice-Denied



\$110.5M

Jean-Michel Basquiat



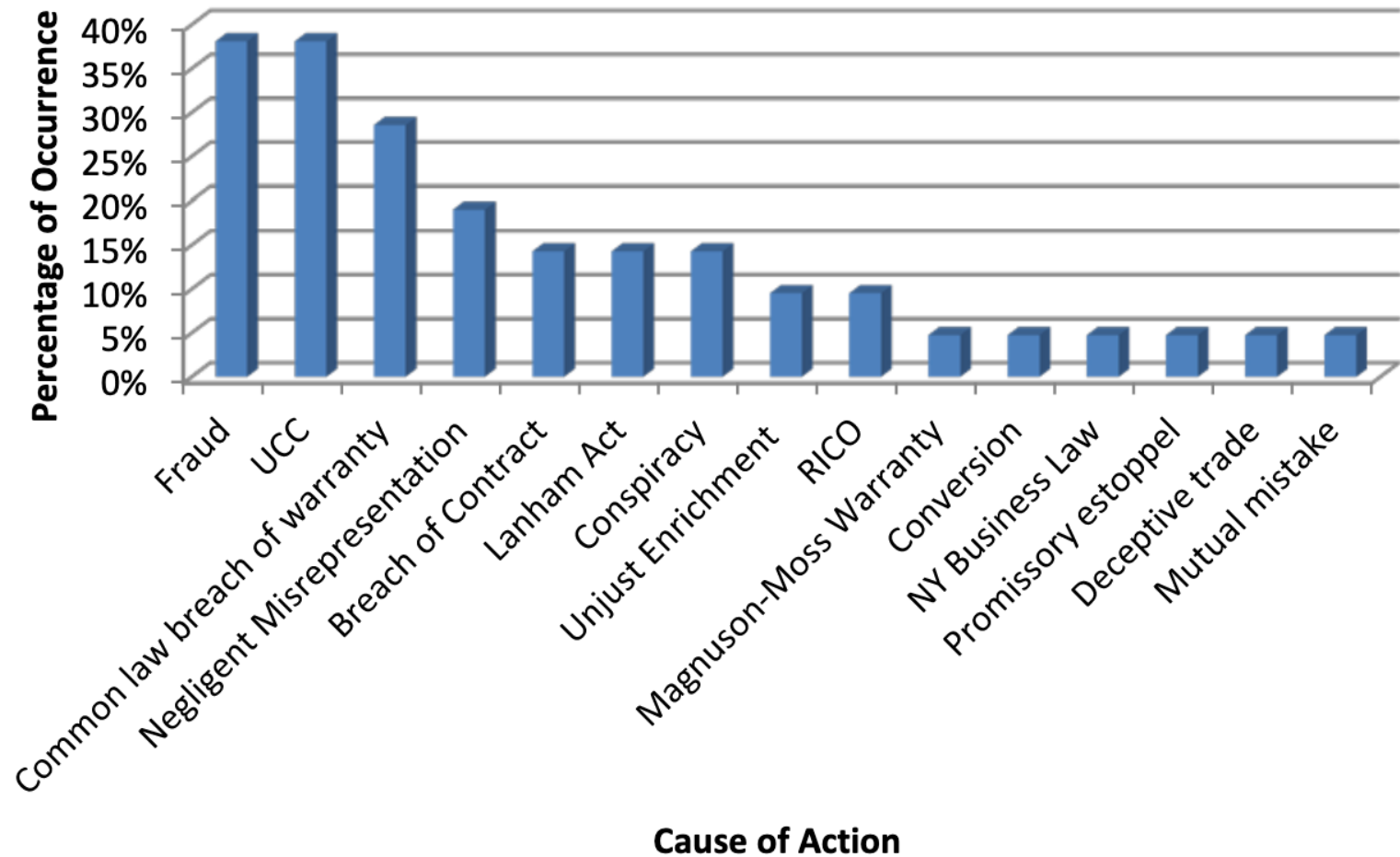
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Common Causes of Action in Forgery Cases



LEGAL ISSUES

- Fraud: Ely Sakhai
- Breach of warranty: *Rosen v Spanierman*
- Negligence: La Bella Principessa (*Marchig v Christie's*)
- Breach of contract: *Knispel v. Gallery 63 Antiques*

The Misses Wertheimer



John Singer Sargeant



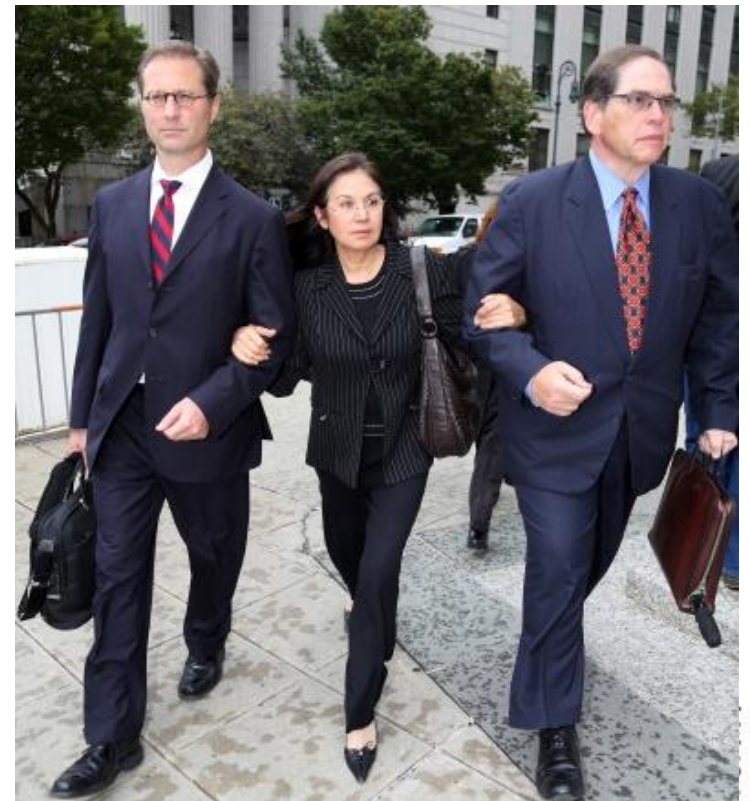
Bankruptcy – Knoedler & Co.



Fake Mark Rothko
sold by Knoedler

Glafira Rosales leaves
Federal Court in 2013

Photo By: Jefferson Siegel/NY Daily
News via Getty Images



Thank you!

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