

Clear and Present

Dangers: Current

Difficulties in Cultural

Heritage Protection

ART LAW SOCIETY

HOSTED BY THE FORDHAM

MARCH 13 8:00 AM - 6:00 PM FORDHAM UNIVERSITY SCHOOL OF LAW NEW YORK

For more information and registration, please visit https://www.culturalheritagelaw.org





SCHEDULE OF EVENTS

Thursday, March 12, 2020

4:00-7:00 PM

WELCOME EVENT AT SOTHEBY'S

Additional registration required at \$35

Friday, March 13, 2020

8:00-8:45 AM

REGISTRATION AND BREAKFAST

8:45-9:00 AM

OPENING REMARKS FROM LCCHP

PRESIDENT & FORDHAM ART LAW SOCIETY PRESIDENT: WHAT'S UP IN CULTURAL HERITAGE PRESERVATION?

9:00-10:00 AM

CONVERSATION WITH EXPERTS REGARDING CURRENT IRAQI EFFORTS TO PRESERVE CULTURE OF MINORITY COMMUNITIES

This panel discussion will focus on an introduction to current cultural heritage issues in Iraq — Iraqi governmental views of minority cultural heritage preservation, the particular challenges of minority cultural heritage preservation, and the role of the CAPNI Christian Aid Program in cultural heritage preservation, and will consider possible collaboration between CAPNI and organizations in the United States on cultural heritage preservation projects. In addition, the panelists will discuss comparative concerns of minorities outside of Iraq.

MODERATOR

Diane Penneys Edelman, Professor of Law and Director of International Programs. Villanova University Charles Widger School of Law, LCCHP Board of Directors

SPEAKERS

Mikhael Benjamin, Program Director CAPNI Christian Aid Program in Iraq (by video from Iraq)

Elizabeth Prodromou, Visiting Associate Professor of Conflict Resolution, The Fletcher School, Tufts University

Ryan Rowberry, Associate Dean for Academic Affairs and Co-Director, the Center for the Comparative Study of Metropolitan Growth, Georgia State University, LCCHP Board of Directors 10:00-11:30 AM

A CONVERGENCE OF CUSTOMS AND CULTURAL PROPERTY: COMPLIANCE CONSIDERATIONS AT THE BORDER

This panel will engage in a conversation amongst law enforcement and importers that is dedicated to the particular issues that concerning border operations and customs enforcement efforts relating to cultural property. The panel will primarily discuss the import process including valuation, authentication, and identification of cultural property, including origin determinations and importer declarations, valuation and the descriptions of imported merchandise as required by the Harmonized Tariff Schedule; the process of civil forfeiture, including burden of proof issues; and scienter requirement under NSPA forfeiture.

MODERATOR

Lois Wetzel, Clerk, Barnes, Richardson & Colburn, LLP.

SPEAKERS

Richard Acevedo, Supervisory CBP Officer, Trade Intelligence Enforcement Response TeamJFK Cargo Enforcement Branch U.S. Customs and Border Protection

Kimberly Kelly Senior Attorney, Office of the Associate Chief Counsel, New York U.S. Customs and Border Protection

Elyse M. Dreyer, Compliance Counsel, Americas Sotheby's

Jane A. Levine, Lecturer in Law, Columbia Law School Former Senior Vice President and Worldwide Director of Compliance, Sotheby's

11:30-12:00 PM

ASSUMING LEADERSHIP BY SPREADING THE WORD: A CONVERSATION ON TEACHING ART & CULTURAL HERITAGE LAW TO NEW AUDIENCES AND WITH NEW METHODS

Two respected veteran law professors and LCCHP Board members will discuss current directions in legal education concerning art and cultural heritage law and share their ideas for improving education in the field of preserving cultural heritage. Speakers will lead a discussion with the audience taking a pro-active approach to reaching out to new audiences and using creative methods to demonstrate the importance of learning about and protecting cultural heritage.

SPEAKERS

Diane Penneys Edelman, Professor of Law and Director of International Programs. Villanova University Charles Widger School of Law

Elizabeth C. Varner, Adjunct Professor, Indiana University Robert H. McKinney School of Law, Arbitrator

12:00-1:00 PM

STRUCTURED NETWORKING LUNCH

1:00-2:30 PM

BEFORE, DURING AND AFTER: U.S. CULTURAL HERITAGE POLICY SUPPORT AT THE SMITHSONIAN INSTITUTION

This session will provide an overview of the Smithsonian Institution's activities in support of U.S. policy to help protect and preserve cultural heritage around the globe. In this session, a panel of specialists from the Smithsonian will present overviews and case studies of Smithsonian work before, during, and after situations involving cultural heritage at risk and discuss the law governing these activities.

SPEAKERS

William T. Billeck, Ph.D., Program Manager, Repatriation Office, National Museum of Natural History

Dawn V. Rogala, Ph.D. Conservator / Program Manager Smithsonian's Museum Conservation Institute

Jackie Swift, Repatriation Manager, National Museum of the American Indian

Cori Wegener, Director, Smithsonian Cultural Rescue Initiative

2:30-2:40 PM

BREAK

2:40-4:00 PM

HOLOCAUST ART RESTITUTION: TALKS WITH LEADING PARTICIPANTS IN THE FIELD

Representatives of the art market, claimants' counsel and possessors' counsel present personal and professional statements on their own journeys and explain the various sides of restitution efforts and the practical applications of the law governing claims to art alleged to have been looted during World War II and the Holocaust.

MODERATOR

Tom Kline, President, LCCHP and Partner, Cultural Heritage Partners, PLLC

SPEAKERS

Monica Dugot, International Director of Restitution, Christie's

Pierre Ciric, Partner, The Ciric Law Firm, PLLC
William L. Charron, Partner, Pryor Cashman LLP

4:00-4:10 PM **BREAK**

PROTECTING HUMAN BURIALS AS CULTURAL HERITAGE 4:10-5:30 PM

FROM MAN-MADE AND NATURAL THREATS

This panel will assess the threats of both environmental changes and developmental endeavors to human burials and the problems associated with protecting these sacred places. We will explore past and future efforts to protect burials grounds from various threats and how to address these historic places which lie outside of the traditional notions of integrity and historic significance. Our panelists will discuss issues of looting; slavery ancestral burial grounds; Native American burial grounds;

and environmental challenges to preservation efforts.

Kate Kaplan, Executive Director, Lawyers' Committee for **MODERATOR**

Cultural Heritage Preservation

SPEAKER Ryan Seidemann, RPA, Chief, Lands & Natural Resources

Section, Civil Division, Louisiana Department of Justice

5:30-6:00 PM CLOSING REMARKS BY LCCHP PRESIDENT TOM KLINE

CLOSING RECEPTION 6:00-7:00 PM





