



# LOS ANGELES Federal Bar Association

## STOLEN ART & LITIGATING HOLOCAUST-ERA EXPROPRIATION CLAIMS

A MODERATED PANEL DISCUSSION FEATURING LEADING AUTHORITIES  
DISCUSSING CLAIMS TO NAZI-LOOTED ARTWORKS;  
ISSUES SURROUNDING THE PURSUIT OF, AND DEFENSES TO, CLAIMS REGARDING PROPERTY STOLEN BY  
THE NAZIS; AND THE MORAL AND OTHER ISSUES CONFRONTING INSTITUTIONS  
POSSESSING PROPERTY AGAINST WHICH CLAIMS HAVE BEEN MADE.

**PROGRAM MODERATOR:**

**RAYMOND ("RAY") DOWD, DUNNINGTON BARTHOLOW & MILLER LLP, NEW YORK, NY**

**PANELISTS:**

**THE HON. ALEX KOZINSKI, CHIEF JUDGE, NINTH CIRCUIT COURT OF APPEALS, PASADENA, CA**

**JOHN J. ("SKIP") BYRNE, BYRNE GOLDENBERG & HAMILTON LLP, WASHINGTON, DC**

**SIMON J. FRANKEL, COVINGTON & BURLING LLP, SAN FRANCISCO, CA**

**PROF. JONATHAN PETROPOULOS, CLAREMONT MCKENNA COLLEGE, CLAREMONT, CA**

### WEDNESDAY, SEPTEMBER 11, 2013

**LOCATION: LATHAM & WATKINS**  
355 SOUTH GRAND AVENUE, FIRST FLOOR  
LOS ANGELES, CA 90071-1560

**SCHEDULE: 5:00 - 5:30 P.M. REGISTRATION & RECEPTION**  
5:30 - 7:00 P.M. MODERATED PANEL DISCUSSION

**PARKING INCLUDED**

**MCLE: 1.5 Hrs. General MCLE** This activity has been approved for Minimum Continuing Legal Education Credit by the State Bar of California. The FBA certifies that this activity conforms to the standards of approved education activities prescribed by the rules and regulations of the State Bar of California governing minimum continuing legal education.

**REGISTRATION FEES: RSVP NO LATER THAN SEPTEMBER 2ND • USE ONE FORM PER REGISTRANT**

- FBA MEMBER \$60       GOVERNMENT EMPLOYEE/STUDENT \$40       GROUP OF 10 \$500  
 NON-MEMBER \$70       NON-MEMBER GROUP OF 10 \$600  
 FEDERAL JUDICIARY AND GUEST (ONE) COMPLIMENTARY (PLEASE RSVP)  
 FEDERAL JUDICIARY ADDITIONAL GUEST(S) \$25 EACH

RESERVATIONS AFTER SEPTEMBER 2 WILL ONLY BE ACCEPTED ON A SPACE AVAILABLE BASIS AND AN ADDITIONAL \$25 LATE FEE WILL APPLY  
CANCELLATION POLICY: 72 HR. WRITTEN NOTICE OF CANCELLATION REQUIRED FOR REFUND; REGISTRATION IS TRANSFERABLE.

Name: \_\_\_\_\_ Firm: \_\_\_\_\_

E-mail: \_\_\_\_\_ Phone: \_\_\_\_\_

Address: \_\_\_\_\_ City \_\_\_\_\_ ST \_\_\_\_\_ ZIP \_\_\_\_\_

Total Amount: \_\_\_\_\_ Payment Method: Check # \_\_\_\_\_ Credit Card: \_\_\_ Visa \_\_\_ MC \_\_\_ AmEx

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MAKE CHECKS PAYABLE TO THE FBA. TAX ID. # 95-3798113  
MAIL TO: FEDERAL BAR ASSOCIATION, 210 N. GLENOAKS BLVD. STE. C, BURBANK, CA 91502  
(818) 843.1020 FAX (818) 843.7423 E-MAIL: FBALA@EMAOFFICE.COM



# LOS ANGELES Federal Bar Association

## FEATURED SPEAKERS

### THE HON. ALEX KOZINSKI

THE HON. ALEX KOZINSKI IS THE CHIEF JUDGE OF THE NINTH CIRCUIT COURT OF APPEALS, AND A LEADING ESSAYIST AND JUDICIAL COMMENTATOR. AMONG THE MANY HIGH-PROFILE CASES THAT HAVE COME BEFORE JUDGE KOZINSKI IS *CASSIRER V. KINGDOM OF SPAIN*, A CASE INVOLVING A VALUABLE PISSARO PAINTING CONFISCATED BY THE GESTAPO DURING WORLD WAR II. JUDGE KOZINSKI'S OWN FAMILY WAS AFFECTED BY NAZI PERSECUTION. HIS PATERNAL GRANDMOTHER FLED A POLISH VILLAGE PRIOR TO AN INVASION OF NAZI TROOPS WHO SYSTEMATICALLY KILLED ABOUT 400 JEWISH VILLAGERS. HIS FATHER SURVIVED THE WAR DESPITE SPENDING FOUR YEARS IN A TRANSNISTRIA CONCENTRATION CAMP, WHILE HIS MOTHER LIVED IN AN OPPRESSIVE ROMANIAN JEWISH GHETTO IN CZERNOWITZ.

### RAYMOND ("RAY") DOWD

PROGRAM MODERATOR RAYMOND ("RAY") DOWD IS LITIGATION PARTNER WITH DUNNINGTON BARTHOLOW & MILLER LLP IN NEW YORK AND AUTHOR OF *COPYRIGHT LITIGATION HANDBOOK* (THOMSON WEST 2012-2013). AN EXPERIENCED TRIAL AND APPELLATE ATTORNEY, RAY REPRESENTED THE FAMILY OF A DACHAU CONCENTRATION CAMP VICTIM IN *BAKALAR V. VAVRA*, THE FIRST-EVER HOLOCAUST-ERA ART LOOTING CASE TO GO TO TRIAL IN A U.S. FEDERAL COURT. RAY LECTURES FREQUENTLY ON NAZI ART LOOTING AND RECENTLY AUTHORED *NAZI LOOTED ART AND COCAINE: WHEN MUSEUM DIRECTORS TAKE IT, CALL THE COPS*, 14 *RUTGERS JOURNAL OF LAW AND RELIGION* 530 (2013).

### JOHN J. ("SKIP") BYRNE

JOHN J. ("SKIP") BYRNE IS A FOUNDING PARTNER OF BYRNE GOLDENBERG & HAMILTON LLP IN WASHINGTON, DC, AND A FORMER ASSISTANT U.S. ATTORNEY IN THE C.D. CAL. HIS FIRM SPECIALIZES IN HELPING VICTIMS OF NAZI-ERA LOOTING AND THEIR HEIRS TO RECLAIM PROPERTY, INCLUDING REPRESENTING THE HEIRS OF PAUL VON MENDELSSOHN-BARTHOLDY IN *SCHOEPS V. MOMA, ET AL.*, 594 F. SUPP. 2D 461 (S.D.N.Y. 2009) (COURT DENIED THE MUSEUMS' MOTION FOR SUMMARY JUDGMENT, AND RECOGNIZED THAT HEIRS COULD PROCEED UNDER A DURESS SALE THEORY DUE TO NAZI PERSECUTION, EVEN WHERE THE NAZIS WERE NOT DIRECTLY INVOLVED IN THE SALE).

### SIMON J. FRANKEL

SIMON J. FRANKEL IS A PARTNER WITH COVINGTON & BURLING LLP IN SAN FRANCISCO AND A LECTURER-IN-LAW AT STANFORD LAW SCHOOL, WHERE HE TEACHES ART AND THE LAW. SIMON'S PRACTICE FOCUSES ON INTELLECTUAL PROPERTY LITIGATION, INTERNET PRIVACY AND DISPUTES CONCERNING VISUAL ART. HE REPRESENTED THE MUSEUM OF FINE ARTS, BOSTON IN DEFEATING CLAIMS TO AN AUSTRIAN EXPRESSIONIST PAINTING ALLEGED TO HAVE BEEN LOOTED BY THE NAZIS. HE ALSO RECENTLY CO-AUTHORED THE ARTICLE *MUSEUMS' INITIATION OF DECLARATORY JUDGMENT ACTIONS AND ASSERTION OF STATUTES OF LIMITATIONS IN RESPONSE TO NAZI-ERA ART RESTITUTION CLAIMS-A DEFENSE*, 23 *DEPAUL JOURNAL OF ART, TECHNOLOGY & INTELLECTUAL PROPERTY LAW* 279 (SPRING 2013).

### PROFESSOR JONATHAN PETROPOULOS

PROFESSOR JONATHAN PETROPOULOS IS A PROFESSOR OF EUROPEAN HISTORY AT CLAREMONT MCKENNA COLLEGE, AND THE AUTHOR OF LEADING WORKS ON NAZI-LOOTED ART, INCLUDING *ART AS POLITICS IN THE THIRD REICH*; *THE FAUSTIAN BARGAIN: THE ART WORLD IN NAZI GERMANY*; AND *ROYALS AND THE REICH: PRINCES VON HESSEN IN NAZI GERMANY*. HE HAS APPEARED IN MORE THAN A DOZEN DOCUMENTARY FILMS AND HELPED ORGANIZE ART EXHIBITIONS, INCLUDING *DEGENERATE ART: THE FATE OF THE AVANT-GARDE IN NAZI GERMANY* AT THE LA COUNTY MUSEUM OF ART. HE PREVIOUSLY SERVED AS THE RESEARCH DIRECTOR FOR ART AND CULTURAL PROPERTY ON THE PRESIDENTIAL COMMISSION ON HOLOCAUST ASSETS, AND AS AN EXPERT WITNESS IN A NUMBER OF CASES INVOLVING NAZI-LOOTED ART, INCLUDING *THE REPUBLIC OF AUSTRIA V. ALTMANN*, INVOLVING MULTIPLE KLIMT PAINTINGS.