

12 MISC 00339

PREET BHARARA
United States Attorney for
the Southern District of New York
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New York, New York 10007
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - - X

United States of America, :

Plaintiff, :

-v- :

The Roy Lichtenstein painting :
entitled "Electric Cord," currently :
in the possession of the FBI, :

Defendant-In-Rem. :

- - - - - X

STIPULATION AND ORDER

FILED
SOUTHERN DISTRICT OF N.Y.
12 OCT -9 PM 4:51

WHEREAS, the Roy Lichtenstein painting entitled
"Electric Cord" (the "Electric Cord"), was painted in 1961 by
Roy Lichtenstein, an esteemed American painter;

WHEREAS, the Electric Cord is now valued at
approximately \$4,000,000;

WHEREAS, Leo Castelli ("Castelli"), an American art
dealer, acquired the Electric Cord in the 1960s, and displayed
it at the Leo Castelli Gallery in New York, New York;

WHEREAS, in or about January 1970, Castelli sent the Electric Cord to Daniel Goldreyer ("Goldreyer"), an art restorer, for cleaning;

WHEREAS, after Goldreyer received it, the Electric Cord disappeared;

WHEREAS, in or about December 2006, the Roy Lichtenstein Foundation, a nonprofit organization dedicated to Roy Lichtenstein's art and creative legacy, distributed its holiday greeting card with the image of the Electric Cord on the front, indicating that the whereabouts of the Electric Cord were unknown and seeking information towards its recovery;

WHEREAS, in or about July 2012, the Electric Cord resurfaced at the Hayes Storage Facility, a warehouse located in New York, New York;

WHEREAS, the Federal Bureau of Investigation (the "FBI") has since learned that the Hayes Storage Facility acquired the Electric Cord from the Quinta Galeria art gallery in Bogota, Colombia, which, in turn, received the Electric Cord on consignment from Sally Goldreyer, a/k/a Sally Model ("Sally Goldreyer");

WHEREAS, Sally Goldreyer, who is the widow of Goldreyer, has agreed that the Electric Cord belonged to

Castelli, and has stated that she wishes for the Electric Cord to be returned to its rightful owner;

WHEREAS, Barbara Bertozzi Castelli, who resides in New York, New York, is the rightful owner of the Electric Cord, as she is the widow of Castelli and the heir to his estate;

WHEREAS, the Hayes Storage Facility has voluntarily turned the Electric Cord over to the FBI, which is currently in possession of it;

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned parties, as follows:

1. Sally Goldreyer agrees to relinquish all right, title, and interest in the Electric Cord, and consents to the seizure of the Electric Cord by the FBI, so that the painting may be returned to Barbara Bertozzi Castelli.

2. The United States Attorney's Office for the Southern District of New York ("USAO") and FBI agree not to commence forfeiture proceedings against the Electric Cord, so that it may be returned to Barbara Bertozzi Castelli.

3. Sally Goldreyer represents that she is the sole owner of the Electric Cord and agrees to hold harmless the United States and any and all of its agents and employees (including, without limitation, the FBI and the USAO) from any and all claims, including, without limitation, third-party

claims, in connection with or arising out of the United States' transfer of the Electric Cord to Barbara Bertozzi Castelli.

4. This Stipulation shall in no way be deemed an admission of culpability, liability, or guilt on behalf of Sally Goldreyer or any of her agents, past or present.

5. The signature page of this Stipulation and Order may be executed in one or more counterparts, each of which will be deemed an original but all of which together will constitute

one and the same instrument. Fax and emailed/scanned copies shall be treated as originals.

Agreed and consented to:

PREET BHARARA
United States Attorney for the
Southern District of New York



By: SARAH E. PAUL
Assistant United States Attorney
One St. Andrew's Plaza
New York, New York 10007
Tel. (212) 637-2326

10/9/12

Date

SALLY M. GOLDREYER

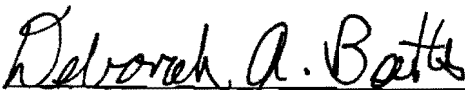


By: SALLY M. GOLDREYER
SCHO WEST GALLERIES
1414 State Route 28
West Hurley, NY 12491

10/09/12

Date

So Ordered:



United States District Judge
Southern District of New York

10/10/12

Date