

Jennifer Anglim Kreder

jen@JenniferKreder.com • JenniferKreder.com • LinkedIn.com/in/jenkreder • @JenKreder • (212) 518-1751

EXPERIENCE

Law Office of Jennifer A. Kreder, PLLC (2003-present) FL, NY

- Litigation and arbitration seeking art stolen during Nazi-era and Russian Revolution in Supreme Court, other federal and N.Y. courts. Amici include American Jewish Congress, Commission for Art Recovery founded by Ronald Lauder, American Jewish Committee, B'nai B'rith, Simon Wiesenthal Center, Former Deputy Secretary of U.S. Treasury Stuart Eizenstat and Arthur Miller. Defendants include The Met, MoMA, Yale University and collectors. Subjects include Act of State, statute of limitations, conflicts, res judicata and expert historian testimony.
- Expert work on non-profit law, First Amendment, Hague Service Convention and insurance
- Litigation on consumer protection, securities, shareholder disputes, breach of contract, fraud, commercial real estate, labor, employment & class action cases, FINRA and AAA arbitrations
- Reputation management, DMCA, cybersquatting, defamation and journalism ethics SEO work

Salmon P. Chase College of Law, Northern Kentucky Univ. (2003-present) Highland Heights, KY
PROF. OF LAW (TENURED) (2010-present), ASSOC. DEAN (2009-2014), ASSOC/ASST PROF. (2004-2010)

- Civil Procedure, Pretrial Litigation, Property, Cultural Property, Art Law, Deposition Strategies, Remedies, Corporations, Business Organizations, Intro to Law, Trained in On-line Education
- Cincy Magazine Outstanding Educator (2011), NKU Outstanding Faculty Award (2009)

Center for American Studies, INSTRUCTOR (2022-present) Warsaw, Poland
Teach practical courses to Polish, Russian and Belarussian lawyers with clients transacting in U.S.

Stetson University College of Law, LEGAL WRITING INSTRUCTOR (2002-2004) Gulfport, FL
VISITING PROFESSOR (Agency and Remedies Su 02-05) & Site Coordinator Estonia Program (Su 03)

Milbank, Tweed, Hadley & McCloy, LLP (1999-2002) New York, NY
INTERNATIONAL LITIGATION & ARBITRATION ASSOCIATE

- Complex litigation and inter-governmental negotiations representing plaintiffs and defendants in regard to billions of dollars worth of WWII-era and African colonial-era real property and assets
- Securities, insurance, class action and lender liability defense for Deutsche Bank and Axa Equitable, coordinated discovery among local counsel, temp attorneys and IT professionals
- Dispute resolution and mediation pertaining to troubled art transactions and corporate deals
- Motion to recuse judge, mandamus petition, motions to dismiss and motions for summary judgment on jurisdictional, preemption, Act of State, sovereign immunity and time bar grounds
- Dozens of first chair deposition prosecutions and second chair deposition defenses of individuals such as Paul Volcker, Josef Ackermann and Frank Newman in cases exceeding \$35 million
- First chaired plea negotiation in antitrust white collar case and worked insider trading defenses
- Pro bono trial and appellate work for synagogue in \$1 million property tax dispute
- Pro bono award for trial-related work for Catholic nuns and others tortured, raped and murdered during Salvadoran Civil War (S.D. Fla. \$54.6 million verdict turning on command responsibility)

The Honorable Barefoot Sanders, U.S. DISTRICT COURT LAW CLERK (1998-1999) Dallas, TX

- Experience in civil, criminal, MDL, toxic tort, employment and desegregation litigation and trials.
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EDUCATION

Georgetown University Law Center, JURIS DOCTOR (1998)

- Estimated rank top 35%, 1L Dean's List, Georgetown Journal of International Law

Karl Marx Universität, Leipzig, Germany (now University of Leipzig), 3.9/4.0 (1994-1995)

University of Florida, B.A. POLITICAL SCIENCE, HIGH HONORS, 3.7/4.0 (A) (1994)

BOOKS

Law of Art and War (University Press of Kentucky, forthcoming 2023)

Consultant for Michael Regan, **The Gardner Museum Heist** (Essential Library, 2020) (for teens)

The Holocaust, Museum Ethics and Legalism (Hadassa Word Press, 2015)

CHAPTERS

Restitution in Kind, *in* **Holocaust and Law** (undergrad textbook) (forthcoming 2023) (co-authored)

Shanzhai and Fuzhi Tensions in U.S.-Chinese Diplomacy, *in* **Authenticity in China's Cultural Heritage** (Routledge, 2022) (papers presented at Oxford conference) (forthcoming 2022)

Blocking Claims for Restitution of Nazi-Looted Art *in* **Michael Berenbaum Festschrift** (Academic Studies Press, forthcoming 2022)

Ch. 1: Cultural Property, Law and Ethics, **YEARBOOK OF CULTURAL PROPERTY LAW** (2009)

**MAJOR
ARTICLES
(Since 2004)
(Shorter
Articles Omitted)**

The Constitutionality of the HEAR Act, 30 **DEPAUL J. ART, TECH & INTELL. PROP. L.** 1 (2020) (co-authored) (invited)

Analysis of the Holocaust Expropriated Art Recovery Act of 2016, 20 **CHAPMAN L. REV.** 1 (2017) (symposium)

International Hurdles in Nazi-Era and Russian Revolution Cultural Property Cases, 49 **CASE W. RES. J. INT'L L.** 227 (2017) (symposium)

The "Public Trust," 18 **U. PA. J. CON. L.** 1425 (2016)

Antiquity Meets the Modern Age: eBay's Potential Criminal Liability for Fake and Stolen Antiquity Sales, 5 **CASE W. RES. J. OF LAW, TECH. & THE INTERNET** 143 (2014) (co-authored)

Litigation Finance Ethics: Paying Interest, 2013 **J. PROF. LAW.** 1 (2013) (co-authored)

Lessons for Religious Liberty Litigation from Kentucky, 19 **WASH. & LEE J. OF CIV. RTS. & SOC. JUST.** 275 (2013)

Anticipating Prosecution of the Gardner Heist, 17 **CANADIAN CRIM. L. REV.** 47 (2013) (co-authored)

Fighting Corruption of the Historical Record: Nazi-looted Art Litigation, 61 **U. KAN. L. REV.** 75 (2012)

Executive Weapons to Combat Infection of the Art Market, 88 **WASH. U. L. REV.** 1353 (2011)

State Law Holocaust-Era Art Claims and Federal Executive Power, 105 **NW. U. L. REV. COLLOQUY** 315 (2011)

Guarding the Historical Record from the Nazi-looted Art Litigation Tumbling Toward the Supreme Court, 159 **U. PA. L. REV. PENNUMBRA** 253 (2011)

Protecting Property Rights and Unleashing Capital in Art, 2011 **UTAH L. REV.** 881 (2011) (co-authored)

Museums in the Crosshairs: Unintended Consequences of the War on Terror, 10 **WASH. U. GLOBAL STUDIES L. REV.** 239 (2011) (co-authored)

Understanding Guatemala's Cultural Heritage: Extending Protection to Colonial Art in the Memorandum of Understanding between the United States and Guatemala, 21 **DUKE J. COMP. & INT'L L.** 321 (2011), reprinted 15 **ART, ANTIQUITY & LAW** 1 (2010) (co-authored)

The Revolution in U.S. Museums Concerning the Ethics of Acquiring Antiquities, 64 **MIAMI L. REV.** 997 (2010)

Review of Margaret M. Miles, *Art as Plunder: The Ancient Origins of Debate about Cultural Property* (Cambridge Univ. Press, 2008), 50 **AM. J. LEGAL HIST.** 227 (2010)

The New Battleground of Museum Ethics and Holocaust Era Claims: Technicalities Trumping Justice or Responsible Stewardship for the Public Trust?, 88 **OREGON L. REV.** 37 (2009)

Tribute to The Honorable Barefoot Sanders: Wisdom and Love of Life, 62 **SMU L. Rev.** 1705 (2009)

The Holocaust, Museum Ethics and Legalism, 18 **So. CAL. REV. L. & SOC. JUST.** 1 (2008)

Reconciling Individual and Group Justice with the Need for Repose in Nazi-Looted Art Disputes: Creation of an International Tribunal, 38 **BROOK. L. REV.** 155 (2007), reprinted in 13 **ART, ANTIQUITY & LAW** 243 (2008) and shorter version in 1 **WORLD ARB. & MED. REV.** 693 (2007)

The Choice Between Civil and Criminal Procedure in Stolen Art Cases, 38 **VAND. J. TRANSNAT'L L.** 1199 (2005) (symposium)

Crossroads in the Great Race: Moving Beyond the International Race to Judgment in Disputes over Artwork and Other Chattels, 45 **HARV. INT'L L. J.** 239 (2004)

**ART LAW
PRESENTATIONS**

(Not Inclusive)

Presentations to various sections of Assoc. of Am. Law Schools: Washington, D.C. 2015 and 2007, New Orleans, LA 2013, San Francisco, CA 2011, New York, NY 2008

Restitution in Kind, Chicago (Date TBD 2022)

Holocaust-Era Art Litigation, Cincinnati Art Museum (2021)

Shanzhai and *Fuzhi* Tensions in U.S.-Chinese Diplomacy, Understanding Authenticity in China's Cultural Heritage Conference, Oxford University, UK (2021)

Robbing the Jews and Restitution of Nazi-Looted Art, 50th Annual Conference of Scholars on the Holocaust and the Churches, University of Texas-Dallas, TX (2020)

Holocaust-Era Art Litigation in the United States, University of Central Florida, Orlando (2019)

Holocaust-Era Art Litigation in the United States, Kupferberg Holocaust Center, Bayside, NY (2019)

The Constitutionality of the HEAR Act, DePaul University College of Law, Chicago, IL (2019)

Recovering Chinese Artifacts in the United States, Southeast Assoc. of Law Schools Conference, Fort Lauderdale, FL (2018)

The International Criminal Responsibility of War's Funders and Profiteers Conference, Chinese University of Hong Kong (2017)

The Art of International Law Conference, Case Western Reserve University School of Law, Cleveland, OH (2016)

Loot: Stolen Art, Cultural Property and Repatriation Conference, Texas A&M University School of Law, Fort Worth, TX (2016)

Selling Out the Monuments Men, Kentucky Bar Ass'n Annual Convention, Louisville, KY (2016)

Yom Hashoah: A Time to Remember, A Time to Reclaim, Jewish Community Relations Council, Louisville, KY (2016)

The Future of Databases and Holocaust-era Art Claims, Nova Law Review Symposium on New Media and Old Metaphors, Davie, FL (2015)

Tainted Art: The Still Unfinished Business of World War II, The Arts in Society Conference, Rome, Italy (2014)

Tainted Art: The Still Unfinished Business of World War II, International Conference for Academic Disciplines, Venice, Italy (2014)

The Ethics of Nazi-Looted Art in American Museums, International Assoc. of Legal Ethics Conference, London, UK (2014)

- Museum and Antiquities Collector Issues, The Committee for Cultural Policy Symposium on Reform of U.S. Cultural Property Policy, Cardozo School of Law, New York, NY (2014)
- The Art World, Nazis and Lawyers: A Modern Tragedy, University of Kentucky School of Law, Lexington, KY (2013)
- Art Repatriation in the Information Age, Case Western Reserve University School of Law, Cleveland, OH (2013)
- U.S. Museum Theft Prosecution, Symposium on Criminality in the Art and Cultural Property World, Osgoode Hall Law School, Toronto, Canada (2012)
- U.S. Museums and the Holocaust, Los Angeles Museum of the Holocaust, CA (2011)
- Nazi Looted Art and Museums, Spurlock Museum, Univ. of Illinois at Urbana-Champaign (2011)
- Nazi Looted Art and U.S. Museums, NPR Affiliate (Local – WILL Radio – Illinois) (2011)
- Suing Foreign Sovereigns, Human Rights and Cultural Heritage: From the Holocaust to the Haitian Earthquake, Am. Soc'y of Int'l Law Conference, Cardozo School of Law, New York, NY (2011)
- Nazi-looted Art Litigation, Int'l Assoc. of Procedural Law, Heidelberg, Germany (2011)
- Wrestling the Dead Hand of History: Perspectives on a Proposed State Department Commission on Nazi Looted Art, Am. Society of Int'l Law, with Stuart Eizenstat (Former Deputy Secretary, U.S. Treasury) and Ambassador J. Christian Kennedy (Dept. of State), Washington, DC (2010)
- Nazi-looted Art Developments, Assoc. for Research into Crimes against Art, Amelia, Italy (2010)
- Claims to Art in Austrian Museums, Fla. Bar Assoc. Section of Int'l Law, Vienna, Austria (2009)
- The Rape of Europa, Indianapolis Museum of Art, IN (2009)
- Prosecution of Art Theft and Fraud, Har Zion Temple and Gratz College, Philadelphia, PA (2009)
- Holocaust Restitution Claims: ADR or a U.S. Restitution Commission?, NY County Lawyers Assoc. Annual Art Law CLE, with The Honorable Richard Wesley (U.S. Court of Appeals, Second Circuit) and Ambassador J. Christian Kennedy (Dept. of State), New York, NY (2009)
- Nazi-looted Art Disputes, Gonzaga in Florence, Italy, Pro-Seminar (2008)
- Art Loans, Foreign Sovereign Immunity and Immunity From Seizure and Advising Museum Boards (2 Panels), DePaul College of Law, Acquiring and Maintaining Collections of Cultural Objects: Challenges Confronting American Museums in the 21st Century Conference, Chicago, IL (2008)
- Legal and Ethical Problems in Art Restitution, ABA Section of Int'l Law, New York, NY (2008)
- Reconciling Individual and Group Justice with the Need for Repose in Nazi-Looted Art Disputes: Creation of an International Tribunal, Joint Assoc. of Am. Law Schools – Am. Society of Int'l Law Conference, Vancouver, Canada (2007)
- The Choice Between Civil and Criminal Procedure in Stolen Art Cases, Vanderbilt J. of Transnat'l Law Symposium on International Legal Dimensions of Art and Cultural Property (2005)

OTHER PRESENTATIONS
(Not Inclusive)

- Alternative Funding: Leveling the Playing Field, Kentucky Bar. Assoc., Lexington, KY (2011)
 - The Ethics of Litigation Funding, Am. Assoc. for Justice, Louisville, KY (2011)
 - Third-Party Litigation Finance (2 Panels) & Coordinator, 2011 NKU Law Review Symposium
 - Changing Ethical Expectations for E-Discovery & Coordinator, 2009 NKU Law Review Symposium
 - E-Discovery Annual Update, Chase College of Law (2008 – 2011)
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RECENT LEADERSHIP

Archaeology Preservation Fund, President (21-present) (donations for Iraq sites preservation)
 Center for Art and Law, Advisory Board ('22-present)
 Am. Society of Int'l Law Interest Group on Cultural Heritage & the Arts Chair ('11-'12 & '18-'21),
 Co-chair ('09-'11), Review Editor & Executive Board ('09-'12), Board Member ('12-'14)
 Assoc. of Am. Law Schools Law and Anthrop. Section Chair-elect ('11-'12), Treasurer ('12-'13)
 Assoc. of Am. Law Schools Art Law Section Chair-elect ('13-'14)
 ABA Section of Int'l Law Art and Cultural Heritage Committee Co-Chair ('08-'09)

BAR ADMISSIONS

State and federal courts in Florida and New York, U.S. Supreme Court, Second Circuit, Applied DC

SELECT QUOTES

(Not Inclusive)

Talya Zax, The World Set Rules for Returning Nazi-Looted Art. Are They Working?, Forward, Dec. 3, 2018
 David L. Hudson, Jr., Let Us Pray, Review, ABA Journal, Feb. 2018, at 18
 Serge Kovaleski, Lauder Finds Artwork with Cloudy Provenance in His Museum, N.Y. Times, Aug. 2, 2016, at C1
 Stephanie Boland, Welcome to Stalin World – The Theme Park Made of Old Soviet Statues, New Statesman (London), Oct. 3, 2016
 Chasing Van Gogh: Trial and Error in Reclaiming Bolshevik Paintings, L'Indro (Italy), Nov. 11, 2014
 Gary Fineout, US Authorities Seize Painting from Fla. Museum, AP, Nov. 11, 2011
 Patricia Cohen, Museum Welcomes Dispute over Work, N.Y. Times, Oct. 11, 2011, at C1
 The Canberra Times, A Brush with the Law, Aug. 27, 2011, at A8
 Guest Commentary: Looted Nazi Art: End of an Era for Holocaust Survivor Claims?, Detroit Free Press, Aug. 26, 2011, at A14
 Patricia Cohen, Family's Claim against MoMA Hinges on Dates, N.Y. Times, Aug. 23, 2011, at C1
 Dan Hinkel, Renoir ownership disputed, Chicago Tribune Sept. 4, 2011, at 8
 Peter Schmidt, Lawsuits by Victims of Terrorism Imperil Archaeological Studies, The Chronicle of Higher Education, Mar. 6, 2011
 Robin Cembalest, Claims Conflict, ArtNews, Oct. 2010
 Miroslav Čaplovič & Ivan Drábek, Budapešť sa vzácných diel nevzdá, na krku má žalobu, Pravda (Budapest), Sept. 25, 2010
 Museum of Fine Arts, Boston v. Seger-Thomschitz, 623 F.3d 1, 1 (1st Cir. 2010)
 Louise Nordstrom, Nazi-looted Artworks Become Focus of Court Battles, Star-Ledger (Newark, NJ), Jan. 18, 2009, at 33 (started with AP Worldstream, picked up worldwide)