

REGISTERED RECOMMANDÉ	Name Nom	MASLAK McLEOD	GALLERY
	City Ville	TOR	M5R 1B2
Access Code Code d'accès	7552	Fee Droit	2.95
No. No.	AR	Total Fees Droits totaux	3.38
Accepted Accepté		Date	3/6/93

REGISTERED

June 3, 1993

MASLAK McLEOD GALLERY  
25 Prince Arthur Avenue,  
Toronto, Ontario  
M5R 1B2

TO WHOM IT MAY CONCERN

I understand your gallery has reproduced my paintings in its advertisements and/or other promotional material. Please be advised that this is a direct infringement of my rights as the author of said works.

Any reproduction of my work or any substantial part thereof of any kind without my written consent, (including but not limited to any advertisements, invitations, brochures and catalogues), is a violation of my rights as defined in Section 3 [1] of the Canadian Copyright Act, R.S., C. 55 as amended on the 8 June 1988.

From this day forward, there is to be no reproduction of my art in any form, in whole or in part, without my written consent.

Any further action of this kind will cause me to pursue my full civil remedies through judicial intervention for damages and costs. I shall take such further and other action that I may deem necessary to enforce my rights and protect my interests.

Govern Yourself Accordingly.

Yours very truly,

*Norval Morrisseau*

Norval Morrisseau

c.c. Margot Lappin, Account Executive, The Globe & Mail

**PURVES\* HICKFORD\* & HORNE**  
Barristers & Solicitors

#203 - 919 Fort Street  
Victoria BC V8V 3K3  
Hickford & Horne: (250) 361-1645  
Purves: (250) 388-7188

Clark R. Purves\*  
Bradley L. Hickford\*  
Rolfe S. Horne  
Fax: (250) 386-6609

December 3, 2003

Maslak McLeod Gallery  
25 Prince Arthur Avenue  
Toronto, ON M5R 1B2

**FILE COPY**

**ATTENTION: Mr. J. McLeod**

Dear Sir:

**RE: Norval Morrisseau**

Further to our earlier correspondence regarding fake paintings and copyright infringement in your catalogue and on your website, please be advised that I have been instructed to make the following observations:

1. You stated you had proper provenance for the fake paintings, but you have not provided copies to us or any proof at all. Your arguments about authenticity were primarily about those paintings, which are not in dispute.
2. You are continuing to violate Norval's copyright by distributing the catalogue containing fakes (State magazine November 2003) and using his images in your latest advertising (Where magazine November 2003).
3. You offered to pay Norval a commission on the resale of his after market paintings (including paintings he has identified as fakes) at your gallery.

Mr. Morrisseau and his assignees reject your offer of the commission on sales. To accept such an offer would mean that Norval himself would be a party to acts of fraud. The situation can be summarized as follows:

1. Norval Morrisseau has confirmed by sworn affidavit provided to you, that 37 out of 61 "Morrisseau" paintings reproduced in your catalogue signed by James K. Bartleman, Lieutenant Governor of Ontario, are outright fakes. There is no doubt that these paintings are fakes. Norval's opinion is confirmed by other people knowledgeable about his art. In any event, regardless of any other argument, under Federal law applicable in all provinces Norval has moral rights to proclaim the fakes and is the ultimate authority. These moral rights are bestowed to the artist's beneficiaries and estate and are valid for 50 years after his death. In future, these fake paintings will not be accepted for inclusion in the artist's official catalogue and will have little or no value.

...J2

2. The artist has also confirmed, by sworn affidavit, that four additional "Morrisseau" paintings reproduced on your gallery's website address are fakes.
3. You knew, or ought to have known, as widely reported in the National Post newspaper of May 18, 2001, that 23 "Morrisseau" paintings sold at Khan Country Auctions in Toronto were suspicious as a result of Norval Morrisseau stating in writing that he did not paint them. Before reproducing these paintings you could have consulted the artist as to authenticity, but failed to do so.
4. You have been repeatedly advised (starting as early as June 3, 1993 by Norval's request to you by registered letter), that you have been violating the artist's copyright by reproducing his images in advertisements and catalogues, and asked not to do so. Yet you are continuing to do so.
5. As there is no evidence or statement by you to the contrary in your correspondence to date, and based on your current advertising, we must assume that in spite of our previous warnings you are continuing to sell the 37 fake paintings. For the same reason, we assume you have not informed your previous purchasers about the problems with these paintings, nor offered to exchange or refund them. If true, all of these actions would constitute acts of fraud and deception.
6. Despite your statements to the contrary, your actions have been causing harm to the artist and his market.

To remedy this situation you must agree to immediately stop the sale of the remaining fake paintings and recover all of the sold fakes. All of the fakes must then be destroyed or permanently removed from circulation. You must also agree to cease distribution of the catalogue and destroy all remaining copies.

If you do not agree to this, the artist in all conscience, must act to remedy this situation. Actions being considered by him may include, but not be limited to, a press conference and public relations release, civil action or criminal complaint. Govern yourself accordingly.

Yours truly,

**PURVES\* HICKFORD\* & CURRY\***  
Barristers and Solicitors

Per.

  
CLARK R. PURVES  
CRP/st

- cc. Mr. Norval Morrisseau  
Mr. Gabor Vadas  
cc. Art Dealer's Association of Canada  
ATTN: Jane Corkin, President  
Via Fax: (416) 967-6320

rec'd  
Dec 30 2003



Maslak-McLeod Gallery

December 15, 2003

Purves Hickford and Horne  
#203 - 919 Fort Street  
Vancouver BC V8V 3K3

Attention Mr. Clark Purves

Dear Sir:

Re: Norval Morrisseau

I have received your letter of December 3, 2003, will  
take council and reply.

Maslak McLeod Gallery  
A.D.A.C.

~~25 Prince Arthur Avenue, Toronto, Ontario Canada, M5R 1B2 (416) 944-2577~~  
118 Scollard Street, Toronto, Ontario Canada, M5R 1G4 (416) 922-1636

[www.maslakmcleod.com](http://www.maslakmcleod.com)

**PURVES\* HICKFORD\* HORNE & CURRY\***

Barristers & Solicitors

#203 - 919 Fort Street  
Victoria BC V8V 3K3  
Hickford Horne & Curry: (250) 361-1645  
Purves: (250) 388-7188  
Fax: (250) 386-6609

Clark R. Purves\*  
Bradley L. Hickford\*  
Rolfe S. Horne  
Beatrice E. Curry\*

July 24, 2001

**COPY**  
Masak Wood Gallery  
25 Place Arthur Avenue  
Toronto, ON M5R 1B2

Dear Sirs:

**RE: Norval Morrisseau**

Further to Mr. Morrisseau's registered letter to you of June 3, 1993, please be advised that I am Mr. Morrisseau's counsel. I am instructed to advise you to cease and desist immediately in the reproduction via advertisement, brochures or other promotional material of any of Mr. Morrisseau's works. This constitutes an infringement of Mr. Morrisseau's rights pursuant to the Copyright Act (Canada Statutes) and he has advised me that should you not cease and desist immediately then pursuant to the same *Copyright Act*, he will take legal action to obtain all available remedies, including injunctions and damages.

Yours truly,

**PURVES\* HICKFORD\*, HORNE & CURRY\***  
Barristers and Solicitors  
Per:

  
\_\_\_\_\_  
**CLARK R. PURVES**  
CRP/st

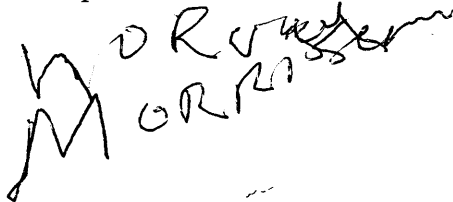
28 January 2004  
Nanaimo, B.C.

Aaron Milrad,  
Fraser Milner Casgrain,  
39th Floor,  
1 First Canadian Place,  
100 King Street West,  
Toronto, ON. M5X 1B2

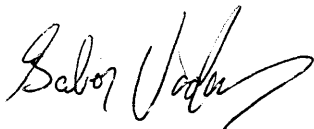
Dear Mr. Milrad,

You are hereby authorized to bring a legal action against Maslak-McLeod Gallery, Toronto, for breach of copyright and moral rights with respect to their catalogue "Norval Morrisseau and The Development of the Woodland School of Art, 1960 - 1980", and for the publication of artworks attributed to Norval Morrisseau which are fakes, as outlined in the affidavit by Norval Morrisseau dated 24 April 2003, and to obtain these fake paintings for destruction.

Signed,

A handwritten signature in black ink that reads "NORVAL MORRISSEAU". The signature is written in a cursive, somewhat stylized font with a large initial 'N'.

Norval Morrisseau

A handwritten signature in black ink that reads "Gabor Vadas". The signature is written in a cursive, stylized font with a large initial 'G'.

Gabor Vadas