

PURVES* HICKFORD* & HORNE
Barristers & Solicitors

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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.

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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~~
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www.maslakmcleod.com