

QUOTE

REACTION FROM BERT KREUK TO STATEMENT FROM DANH VO

It has come to our attention that a statement by Danh Vo has been released concerning the ongoing legal dispute between him and collector Bert Kreuk. Though we find it unfortunate that we have to reply, as a result of numerous requests for comment on his statement, we have determined to issue the following statement of our own in response. We have limited our reaction by referring only to the interim ruling in this case by the Dutch courts, which has already been made public.

Note : Since both Danh Vo and Galerie Bortolozzi have publicly confirmed their involvement in the proceedings, their names appear here in full.

Article 4.9 (translated from Dutch to English) begins as follows:

*“From **evidence** in the file and the exchanges during the appearance before the court, it is clear the parties had agreed that Vo, through his Galerie Bortolozzi, would make available one or more works to be exhibited by Kreuk in his exhibition in the Gemeentemuseum in The Hague in the hall determined by parties”*

*“Parties essentially are in agreement that Vo would make **new** work for this exhibition, for which, in principle, he had complete artistic freedom but for which Kreuk had indicated which earlier works by Vo he found appealing, and that he has in the end **not** produced new work , but instead provided an existing box, titled “Fiat Veritas”, on loan“*

Article 4.10 (translated from Dutch to English) begins as follows:

“Because Bortolozzi failed to make available a new work, or one specially created for the exhibition by Vo, she fell short of her contractual obligation on this point.”

The words **evidence**, **new** and **not** in the above translated text are highlighted by us.

Out of respect for the judicial process, we can make no further comments on matters which are still under deliberation by the courts. Kreuk is confident that he will prevail in the legal proceedings

UNQUOTE

PLEASE NOTE : IF THIS STATEMENT IS TO BE PUBLISHED, IT MUST BE PRINTED IN ITS ENTIRETY

The translation of the above sections of articles 4.9 and 4.10 from Dutch to English are not legal translations, but a translation which, in our opinion, is as accurate as possible. For the full text and full contents we refer to the interim ruling <http://uitspraken.rechtspraak.nl/inziendocument?id=ECLI:NL:RBROT:2014:6962&keyword=C%2f10%2f442131+%2f+HA+ZA+14-57>