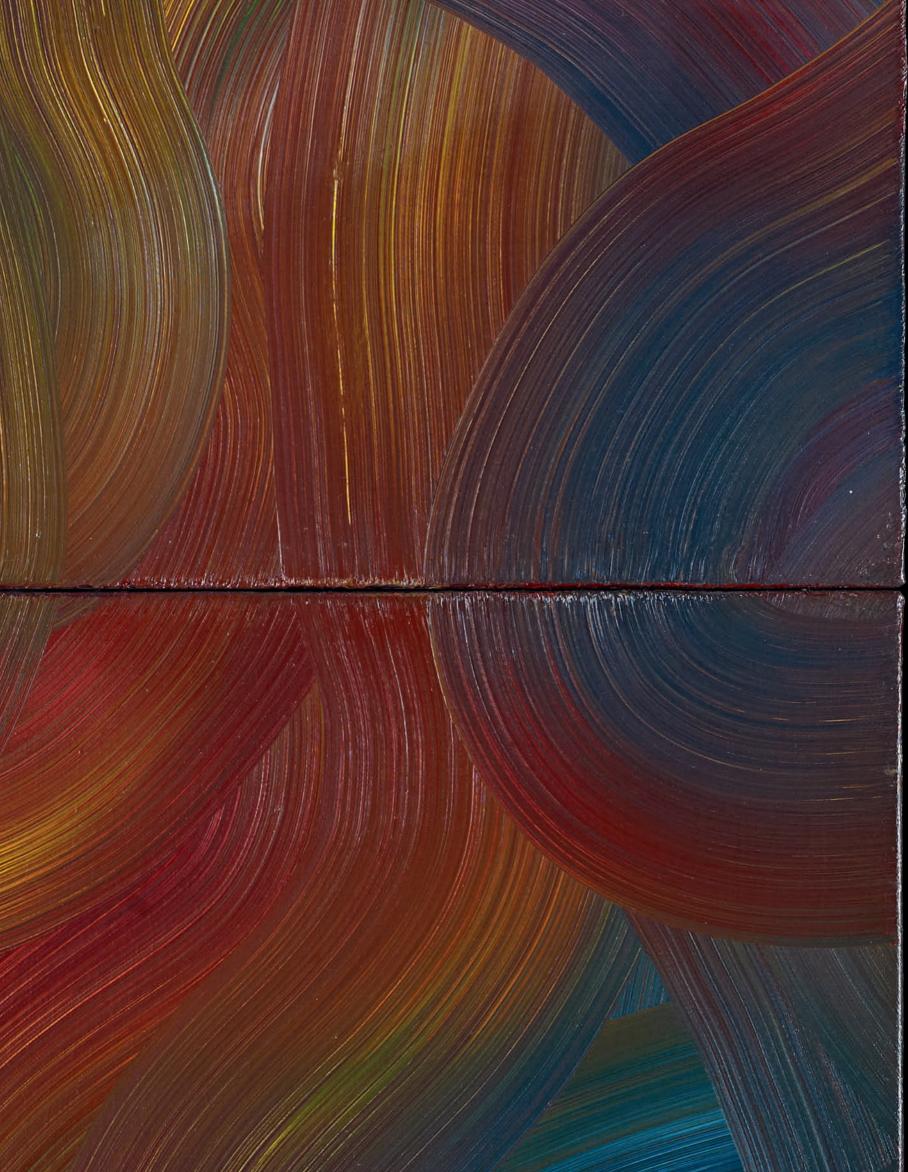
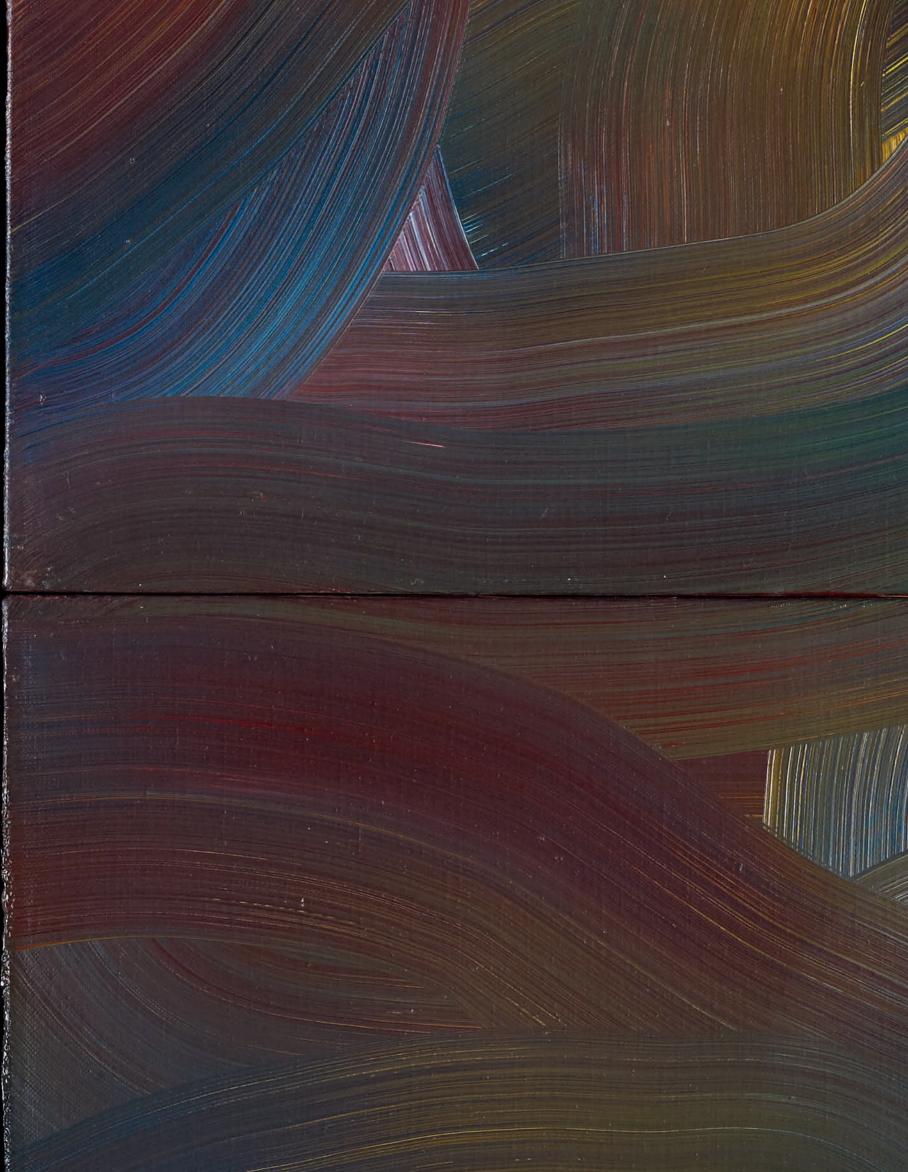
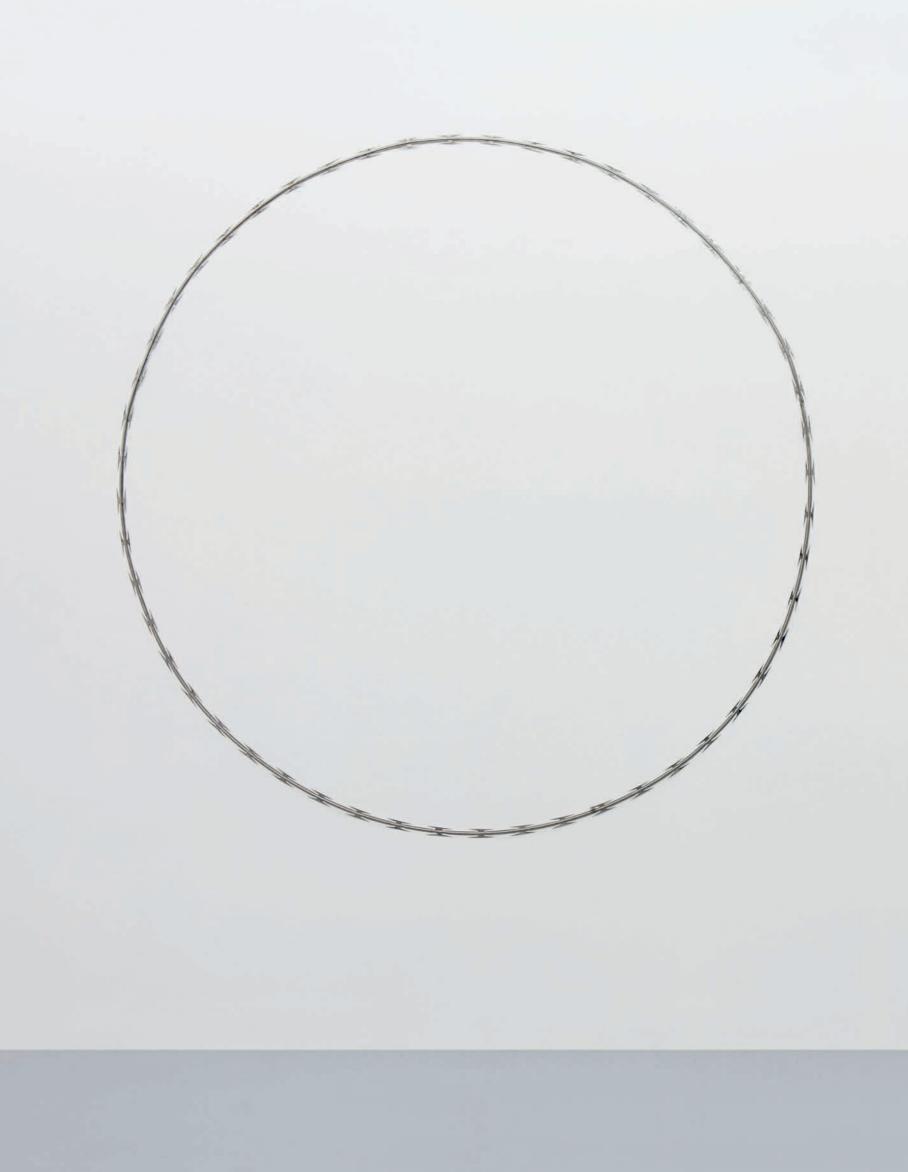
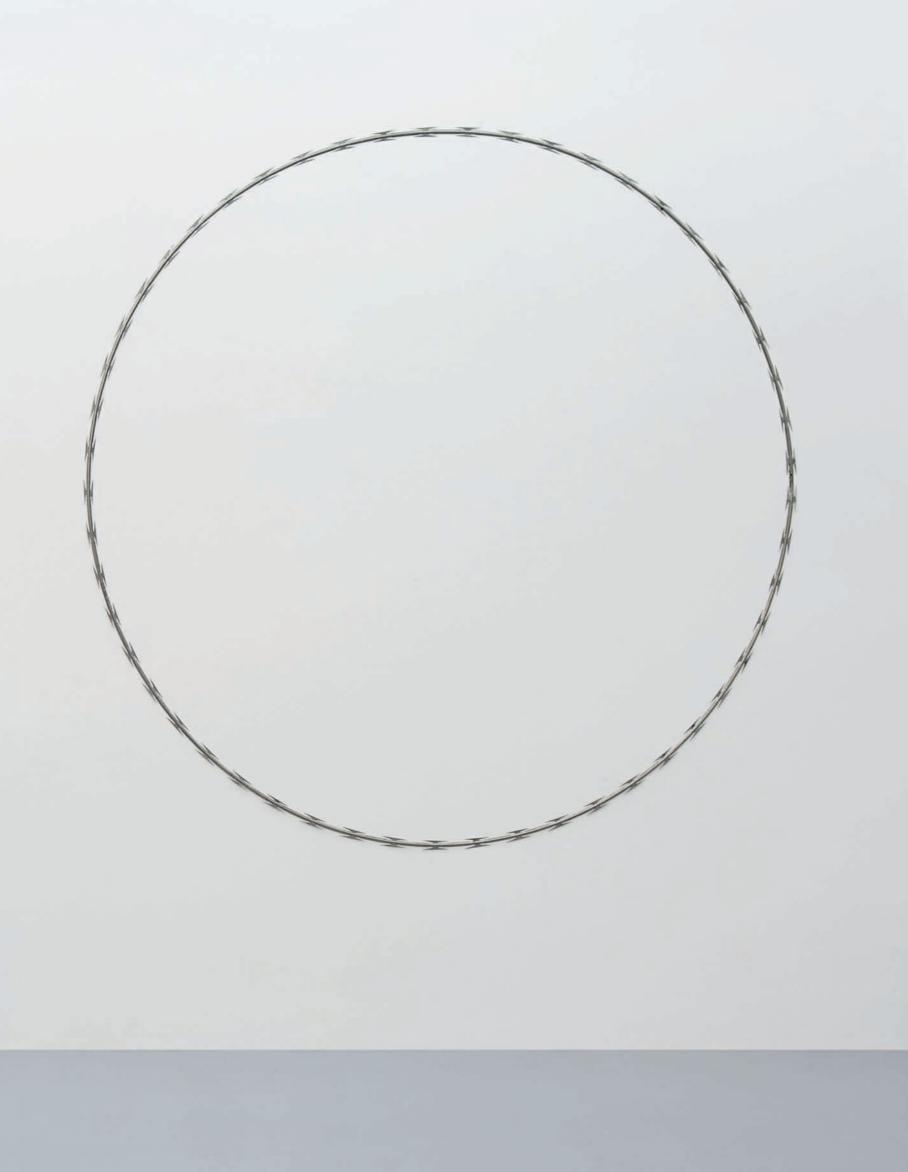
# PHILLIPS

# CONTEMPORARY ART LONDON DAY SALE 15 FEBRUARY 2013

















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# CONTEMPORARY ART

#### LONDON DAY SALE 15 FEBRUARY 2013 at 2pm

LOTS 101-261

Thursday 7 February, 10am - 6pm Friday 8 February, 10am - 6pm Saturday 9 February, 10am - 6pm Sunday 10 February, 12pm - 6pm Monday 11 February, 10am - 6pm Tuesday 12 February, 10am - 6pm Wednesday 13 February, 10am - 6pm

Front cover Cory Arcangel, Photoshop CS..., 2011, lot 105 (detail)
Back cover Ned Vena, Untitled, 2012, lot 104 (detail)
Inside front cover Gerhard Richter, Rot-Blau-Gelb (Red-Blue-Yellow), 1973, lot 147 (detail)
Previous pages Adel Abdessemed, Sphère II, 2006, lot 110
Zhang Huan, Xiao Lu, 2007, lot 136 (detail)
Juan Muñoz, Untitled, 1993, lot 143 (detail)
Dan Rees, Untitled, 2010, lot 101 (detail)
Inside back cover Allora & Calzadilla, Intermission (Halloween Iraq): Portrait VI, 2011, lot 113 (detail)
Opposite Oliver Laric, Wu Tang Guilloche Rodin, 2012, lot 102



**DAN REES** b. 1982

Untitled, 2010

plasticine on wood in artist's wooden frame 194.5  $\times$  325  $\times$  7 cm (76%  $\times$  127%  $\times$  2¾ in) This work is accompanied by a certificate of authenticity signed by the artist.

Estimate £20,000-30,000 \$32,200-48,300 €24,300-36,500 ♠

**PROVENANCE** Tanya Leighton, Berlin Private Collection Acquired from the above by the present owner





### 102 OLIVER LARIC b. 1981

Wu Tang Guilloche Rodin, 2012 tamper-evident security hologram stickers on PET (polyethylene terephthalate) sheet, airbrushed clear coating  $205 \times 125$  cm ( $8034 \times 4914$  in) This work is unique.

Estimate £8,000-12,000 \$12,900-19,300 €9,700-14,600 ♠

#### PROVENANCE

Tanya Leighton, Berlin Acquired from the above by the present owner

"I don't see any necessity in producing images myself – everything that I would need exists, it's just about finding it." Oliver Laric

The young Berlin-based artist Oliver Laric belongs to a generation that is intensely engaged in social media, search engines, and other powerful offerings of the world wide web. The visual material, from images of high art to throwaway personal content, Laric finds on the internet is recycled and appropriated for a new narrative that reflects the dot-com culture we live and work in now.

Wu Tang Guilloche Rodin (2012) is one of a small number of hologram pieces which Laric no longer makes in this form, and of which the present lot is a particularly unusual and important example. For these works, the artist has covered the surface with custom-made holographic stickers, in this case depicting The Thinker by Auguste Rodin. Laric designed these stickers himself and had them produced in Shenzen in China, a region known for the manufacture of both authentic and fake products. These holograms, widely used to certify the authenticity of often high-value goods, carry intricate guilloche patterns that can be found in paper money, visas and credit cards. Using such patterns, Laric plays on the paradoxical nature of original and copy, and real and fake, a condition that is becoming ever more prevalent in the age of the internet and the digital.

Oliver Laric has recently been honoured with the prestigious Annual Award from the Contemporary Art Society in London. The prize will fund a new work by Laric for The Collection and the Usher Gallery, Lincoln.



# 103 XYLOR JANE b. 1963

VC III A (First Fall), 2010

oil on panel  $40.6 \times 50.8$  cm ( $15\% \times 20$  in) Initialled, titled and dated 'VC III A FIRST FALL Xylor Jane 02010' on the reverse.

Estimate £8,000-12,000 \$12,900-19,300 €9,700-14,600

#### PROVENANCE

Canada Gallery, New York City Galerie Almine Rech, Paris Private Collection, Milan

**EXHIBITED** Paris, Galerie Almine Rech, *Xylor Jane Crisscross*, 11 September-23 October 2010 American artist Xylor Jane applies numerology to her work through painting intricate patterns derived from algorithms. An almost literate paint-by-numbers in the most complex and mathematically grounded process, the obsessive dots of oil paint in classic ROYGBIV colours follows a strict pattern. Hidden within the repetitions are optical tricks, with VC III A (First Fall) appearing to have to heart shape embedded in its form. Through the intricacy of the arithmetically derived patterning, the creation of space within the two-dimensional canvas creates another level of illusion; Jane herself has spoken of this optical illusion: "a lot of the space that is just your eyes trying to locate the different dots ... It's a stress on your eyes that's happening, and that creates this artificial space" (in an interview by Alex Gartenfeld, 'Xylor Jane Paints by Numbers', Interview Magazine, January 2009).

#### **NED VENA** b. 1982

Untitled, 2012 adhesive vinyl, steel door (in two parts)  $200.5 \times 181 \times 4.5$  cm ( $78\% \times 71\% \times 13\%$  in)

Estimate £20,000-30,000 \$32,200-48,300 €24,300-36,500 ‡

#### PROVENANCE

Steven Zevitas Gallery, Boston Private Collection

EXHIBITED

St. Louis, White Flag Projects, Ned Vena, 1 March-7 April 2012

The present lot, by American artist Ned Vena, exemplifies the artist's signature technique of transforming vinyl to create texture, movement and optical illusion. The precision of the altered vinyl not only forms an intricately dynamic and complex surface, but creates geometric patterns that vary from door to door. A sense of light and shadow is created through the cuts in the vinyl exposing the fire-grade steel door underneath. As a double-door work, the present lot stands out from the singular variations from the series. This new series forms a more expressive quality in Vena's œuvre with more organic fluidity in process and shape. Inspired by Frank Stella's Black Paintings, Vena takes minimalism, abstraction and Op art with a fundamental understanding of form and concept.



#### CORY ARCANGEL b. 1978

Photoshop CS: 84 by 66 inches. 300 DPI, RGB, square pixels, default gradient "Blue, Red, Yellow", mousedown y=7600 x=8600, mouseup y=7850 x=8600, 2011

chromogenic print in artist's frame 212.3 × 166.6 cm ( $83\% \times 65\%$  in) This work is unique and is accompanied by a certificate of authenticity signed by the artist.

Estimate £40,000-60,000 \$64,400-96,700 €48,600-72,900

#### PROVENANCE

Lisson Gallery, London Acquired from the above by the present owner

Expression, nostalgia and humour underpin the œuvre of American digital and new media artist Cory Arcangel, with the present lot embodying all three. The unique work falls into multiple visual art categories which Arcangel describes: "Technically it's a photograph. It's a photograph because it's photographic paper. But obviously I think about them as paintings, because they refer to the history of painting. I also have to think about them as sculptures, because every part of the process is part of the project. They're sculptures because they play on the idea of what should be hanging in a gallery. In that sense they're also kind of readymades" (Interview with M. Heilmann, 'Art: Cory Arcangel', Interview Magazine, online).

Referring not only to Duchampian readymades, Arcangel's series *Photoshop Gradient Demonstrations* refers to abstract expressionist colour-fields with carefully articulated bands of computer generated colour. While art history has informed the visual narrative, the continual obsolescence and regeneration of technology thematically informs Arcangel's work. The tension in *Photoshop CS* arises from this theme of time and nostalgia: "When you implant technological time with art time, people don't know what is nostalgic and what isn't" ('Do it 2: Dara Birnbaum and Cory Arcangel,' *ArtForum*, March 2009).

Arcangel's sense of humour is articulated within the title of the work as it describes the Photoshop specifications and mouse click position required to recreate the image on any computer. With tuned irony, each piece in the *Photoshop Gradient Series* is created as a unique edition, repudiating the inherent infinite nature of digital files and printing technology.





# 106 NATHAN HYLDEN b. 1978

Untitled, 2011 acrylic on aluminium  $197 \times 145 \text{ cm} (77\frac{1}{2} \times 57\frac{1}{8} \text{ in})$ Signed 'Nathan Hylden' on the reverse.

Estimate £15,000-20,000 \$24,200-32,200 €18,200-24,300

**PROVENANCE** Richard Telles Fine Art, Los Angeles Acquired from the above by the present owner

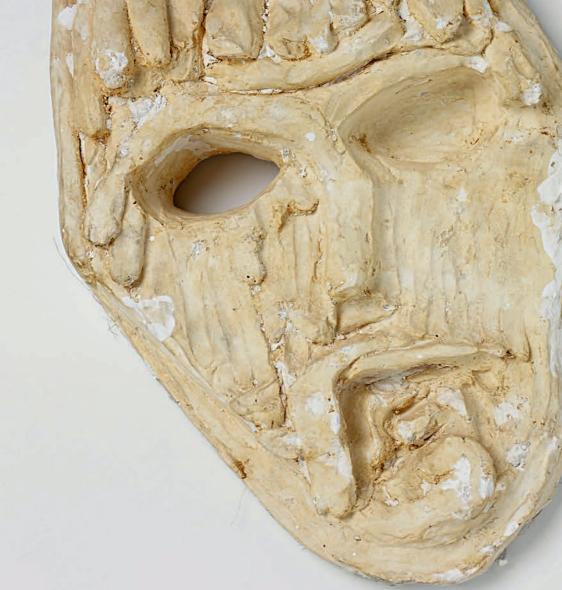


# 107 TAUBA AUERBACH b. 1981

*Blahs II*, 2006 ink on paper (in four parts) 71.1 × 55.9 cm (28 × 22 in)

Estimate £30,000-40,000 \$48,300-64,400 €36,500-48,600 ‡

**PROVENANCE** Jack Hanley Gallery, New York Acquired from the above by the present owner



#### THOMAS HOUSEAGO b. 1972

Untitled, 2007 plaster  $60 \times 44 \times 14 \text{ cm} (23\% \times 17\% \times 5\% \text{ in})$  This work is unique.

Estimate £35,000-45,000 \$56,400-72,500 €42,500-54,700 ♠

**PROVENANCE** Modern Institute, Glasgow Acquired from the above by the present owner



# 109 DAVID NOONAN b. 1969

Untitled, 2008 screen printed jute and linen collage in artist's raw oak frame  $154.5 \times 114.5$  cm ( $60\% \times 45\%$  in)

Estimate £12,000-18,000 \$19,300-29,000 €14,600-21,900

#### PROVENANCE

Roslyn Oxley9 Gallery, Sydney Acquired from the above by the present owner

**EXHIBITED** Sydney, Roslyn Oxley9 Gallery, *David Noonan – MARKUS*, 3 – 26 April 2008

LITERATURE Lionel Bovier, ed., *David Noonan*, Zurich, 2012, p. 84 (illustrated)

# 110 ADEL ABDESSEMED b. 1971

#### Sphère II, 2006

barbed wire (in two parts) left circle diameter: 169 cm ( $66\frac{1}{2}$  in), right circle diameter: 172 cm ( $67\frac{3}{4}$  in) This work is number four from an edition of four plus two artist's proofs and is accompanied by a certificate of authenticity signed by the artist.

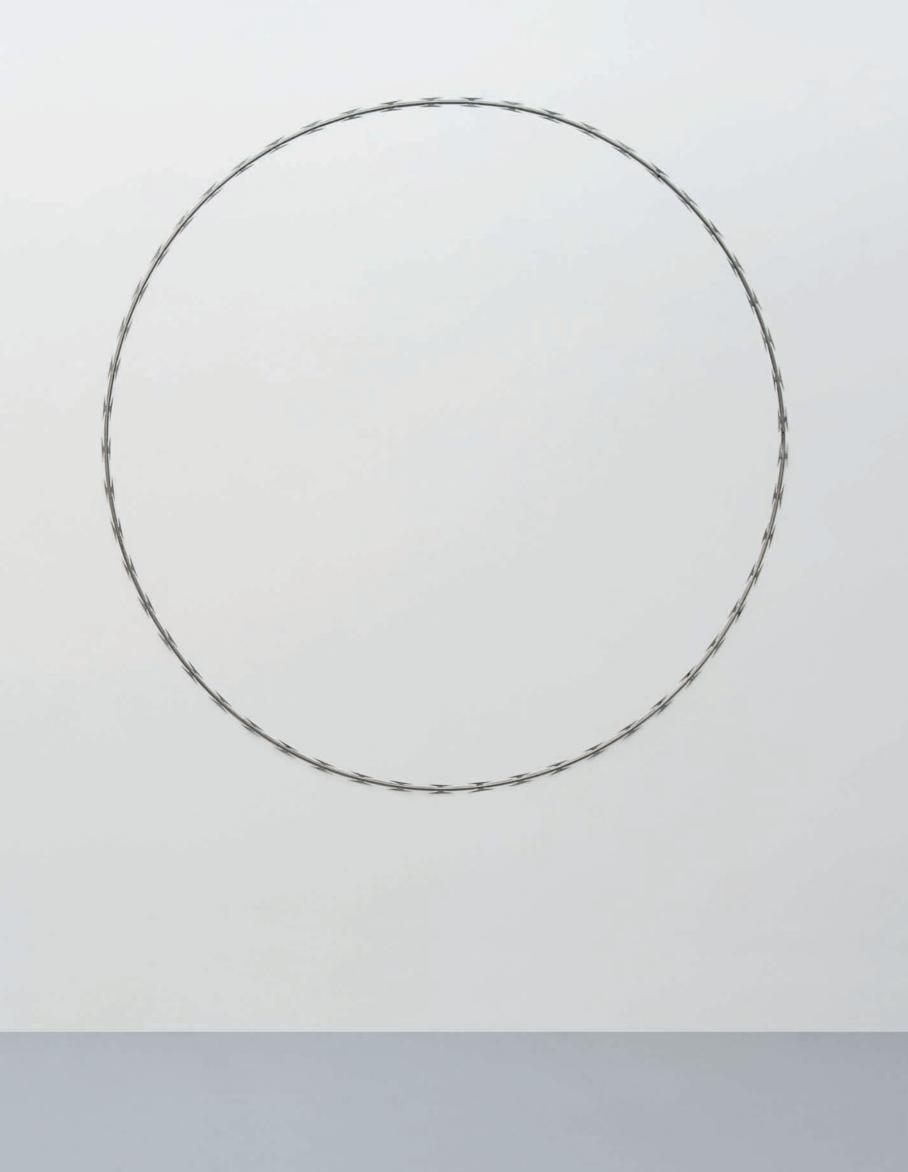
Estimate £25,000-35,000 \$40,300-56,400 €30,400-42,500 ♠

#### PROVENANCE

Galerie Kamel Mennour, Paris Acquired from the above by the present owner

#### EXHIBITED

La Louvière, Belgium, Musée lanchelevici, *Glissement de terrain. Impertinence – Résistance – Survivance*, 6 October–23 December 2012





#### MATIAS FALDBAKKEN b. 1973

Untitled (Garbage Bag #06), 2010 marker pencil on plastic bag 123.5 × 81 cm (48% × 31% in)

Estimate £10,000-15,000 \$16,100-24,200 €12,200-18,200 ◆ ‡

**PROVENANCE** Simon Lee Gallery, London Acquired from the above by the present owner



## 112 MATTHEW DAY JACKSON b. 1974

And Babies? And Babies, 2008 posters mounted on archival museum board, light fixture overall: 233.7 × 99.7 cm (92 × 39 in)

Estimate £50,000-70,000 \$80,600-113,000 €60,800-85,100

**PROVENANCE** Nicole Klagsbrun Gallery, New York Private Collection, Europe

#### **EXHIBITED** Nicole Klagsbrun, New York, *Drawings from Tlön*, 13 September – 18 October 2008





#### **ALLORA & CALZADILLA** b. 1974 & b. 1971

Intermission (Halloween Iraq): Portrait VI, 2011 woodcut on muslin

182.9  $\times$  243.8 cm (72  $\times$  95% in) This work is number one from an edition of three plus one artist's proof.

Estimate £50,000-70,000 \$80,600-113,000 €60,800-85,100 ‡

**PROVENANCE** Gladstone Gallery, New York Acquired from the above by the present owner



# 114 RUDOLF STINGEL b. 1956

Untitled, 1993 oil and enamel on card  $50.8 \times 40.6 \text{ cm} (20 \times 16 \text{ in})$  Signed and dated 'Stingel 93' and inscribed with inventory number 'RS-16 PPR' on the reverse.

Estimate £20,000-30,000 \$32,200-48,300 €24,300-36,500 ♠

#### PROVENANCE

Galerie Six Friedrich, Munich Christie's, New York, 'Postwar and Contemporary Art Afternoon Session', 14 November 2007, lot 311 Private Collection, France



### 115 RUDOLF STINGEL b. 1956 Untitled, 2004

polystyrene, oil and varnish on canvas  $50.2 \times 50.2 \times 4.8 \text{ cm} (19\% \times 19\% \times 1\% \text{ in})$  Signed and dated 'Stingel 04' on the reverse.

Estimate £40,000-60,000 \$64,400-96,700 €48,600-72,900 ♠

**PROVENANCE** Massimo de Carlo, Milan Acquired from the above by the present owner

# 116 **KELLEY WALKER** b. 1969

Stop the Clock, 2001 van windshield, epoxy, digital print dimensions variable

Estimate £30,000-40,000 \$48,300-64,400 €36,500-48,600 ‡

#### PROVENANCE

Paula Cooper Gallery, New York I-20 Gallery, New York Acquired from the above by the present owner in 2004





# **117 KELLEY WALKER** b. 1969

Untitled, 2006 four-colour process silkscreen with acrylic ink on canvas  $69 \times 98 \text{ cm} (27\% \times 38\% \text{ in})$ 

Estimate £40,000-60,000 \$64,400-96,700 €48,600-72,900

**PROVENANCE** Galerie Catherine Bastide, Brussels Private Collection, Europe

**EXHIBITED** Brussels, Galerie Catherine Bastide, *Kelley Walker*, 25 November 2006– 27 January 2007

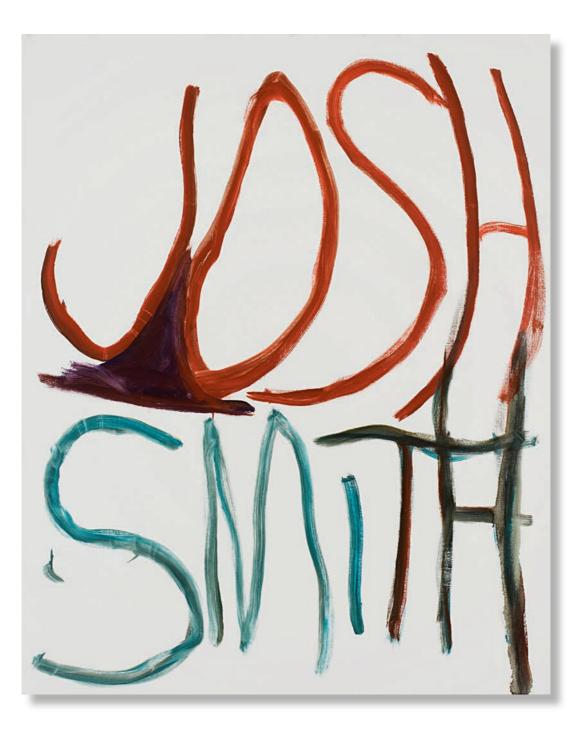


# 118 **KEITH COVENTRY** b. 1958

Junk A, 2002 oil on canvas, wood, gesso and glass  $84.5 \times 79.5 \text{ cm} (19\frac{1}{2} \times 29\frac{1}{2} \text{ in})$ Signed, titled and dated 'K. Coventry Junk A. 2002' on the reverse.

Estimate £12,000-18,000 \$19,300-29,000 €14,600-21,900 ♠ †

**PROVENANCE** Haunch of Venison, London Acquired from the above by the present owner



#### JOSH SMITH b. 1976

Untitled (JSP07390), 2007

oil on canvas 152.4 × 122 cm (60 × 48 in)

Estimate £15,000-20,000 \$24,200-32,200 €18,200-24,300 ‡

#### PROVENANCE

Luhring Augustine, New York Private Collection, Switzerland Acquired from the above in October 2007 Private Collection

#### EXHIBITED

Paris, Foire, international d'art contemporain (FIAC), *Luhring Augustine*, artist's solo booth presentation, October 2007

#### LITERATURE

artist's book by Josh Smith, 2007, p. 24 Chris Sharp, 'The Idiots', *Art Review*, issue #50, 2009, pp. 80–84 (illustrated in colour)

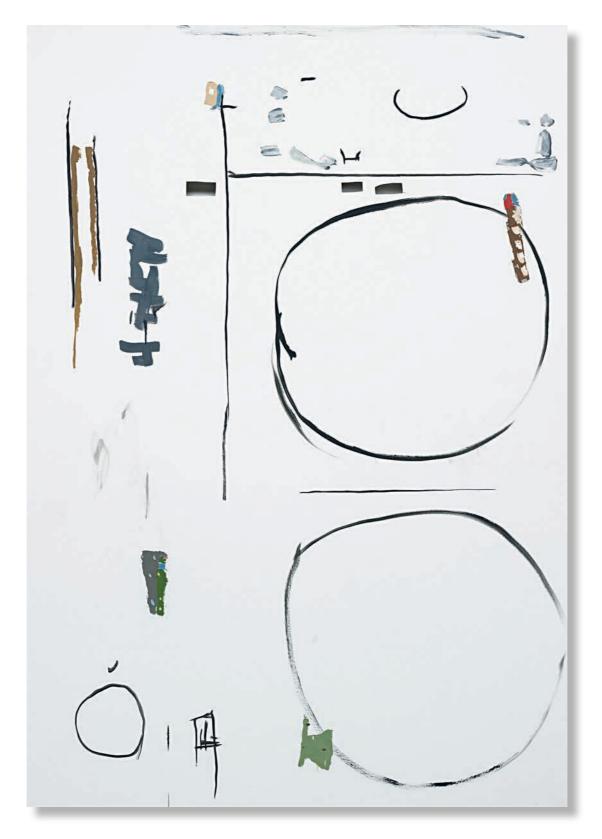


## 120 JOSH SMITH b. 1976

Untitled (JSP10246), 2010 oil on canvas  $121.7 \times 91.5 \text{ cm} (47\% \times 36 \text{ in})$ Signed and dated 'Josh Smith 2010' on the overlap.

Estimate £15,000-20,000 \$24,200-32,200 €18,200-24,300 ‡

**PROVENANCE** Luhring Augustine, New York Acquired from the above by the present owner



### 121 RICHARD ALDRICH b. 1975

Parts Painted and Taken Away, 2010 oil and wax on linen  $213.4 \times 147.3 \text{ cm} (84 \times 57\% \text{ in})$ Initialled, titled and dated 'Parts Painted + taken away RA 2010 Transient moment of choir' on the overlap.

Estimate £12,000-18,000 \$19,300-29,000 €14,600-21,900

**PROVENANCE** Corvi Mora, London Acquired from the above by the present owner



### 122 HENRY TAYLOR b. 1958

I think he's just sleep'n, 2007 oil on canvas 91.5 × 6 1 cm (36 × 24 in) Signed, titled and dated '"I THINK he's JUST SLEEP'N" 2/28/07 Henry Taylor' on the reverse.

Estimate £8,000-12,000 \$12,900-19,300 €9,700-14,600

**PROVENANCE** Atelier Cardenas Bellanger, Paris Acquired from the above by the present owner

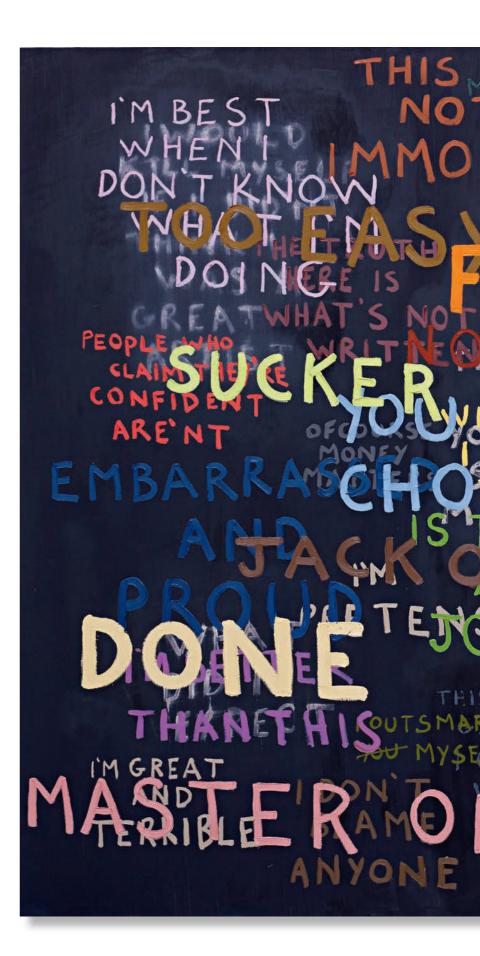
## 123 SEAN LANDERS b. 1962

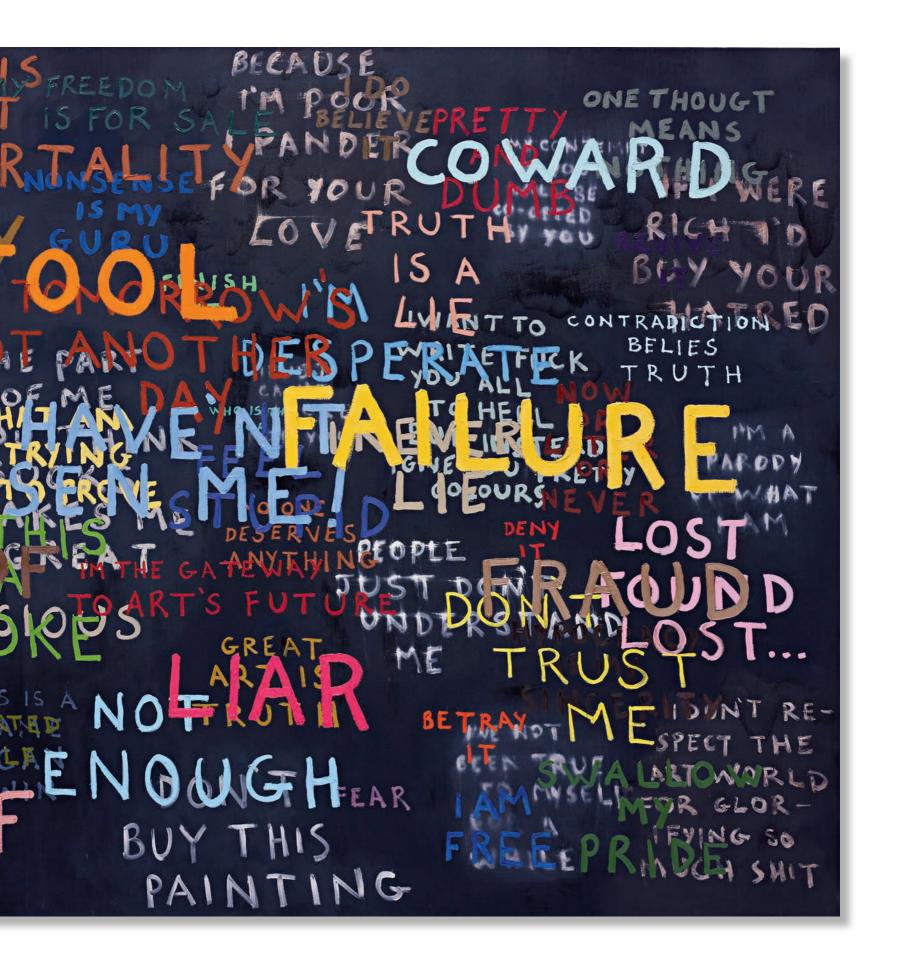
Fool Failure, 2003 oil on linen  $103.2 \times 274.5 \text{ cm} (40\% \times 108\% \text{ in})$ Signed and dated 'Sean Landers 2003' on the reverse.

Estimate £20,000-30,000 \$32,200-48,300 €24,300-36,500

#### PROVENANCE

China Art Objects Galleries, Los Angeles Acquired from the above by the present owner







# 124 GEORGE CONDO b. 1957

Three Women, 2009 mixed media on paper  $75.5 \times 57 \text{ cm} (2934 \times 221/2 \text{ in})$ Signed and dated 'Condo 09' lower right.

Estimate £18,000-22,000 \$29,000-35,400 €21,900-26,700

**PROVENANCE** Simon Lee Gallery, London Private Collection, Belgium



# 125 george condo b. 1957

Bedroom Scene, 2004 pencil on paper  $76 \times 57 \text{ cm} (29\% \times 22\% \text{ in})$ Signed and dated 'Condo 04' upper left.

Estimate £12,000-18,000 \$19,300-29,000 €14,600-21,900

**PROVENANCE** Galerie Andrea Caratsch, Zurich Acquired from the above by the present owner





(ii)

# 126 wangechi mutu b. 1972

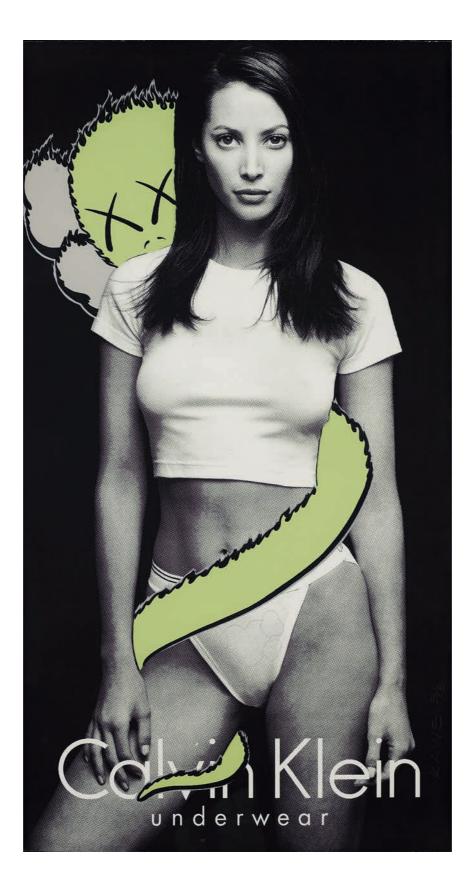
#### Hooked worm, 2008

watercolour, ink, collage on paper (in two parts) (i)  $36 \times 26 \text{ cm} (14\% \times 10\% \text{ in})$ ; (ii)  $31 \times 23 \text{ cm} (12\% \times 9 \text{ in})$ Signed, titled and dated 'Wangechi Mutu Hooked worm 2008' on a label affixed to the reverse on both parts.

Estimate £18,000-22,000 \$29,000-35,400 €21,900-26,700

#### PROVENANCE

Susanne Vielmetter Los Angeles Projects, Los Angeles Acquired from the above by the present owner



**KAWS** b. 1974

 $\label{eq:christyTurlingtonAdDisruption, 1997} $$ silkscreen on lithograph $$ 65 \times 123 cm (481/2 \times 251/2 in)$$ signed and numbered 'KAWS 5/5'. This work is number five from an edition of five.$ 

Estimate £15,000-20,000 \$24,200-32,200 €18,200-24,300 ‡

**PROVENANCE** Private Collection

### 128 os gêmeos b. 1974

*The House of Maria*, 2007 acrylic, latex and spray paint and light on wooden door 225.4 × 86.4 × 22.2 cm (88¾ × 34 × 8¾ in)

Estimate £60,000-80,000 \$96,700-129,000 €72,900-97,300 Ω

**PROVENANCE** Deitch Projects, New York Private Collection, New York



#### WALEAD BESHTY b. 1976

FedEx Large Box, Priority Overnight, Los Angeles–New York (Tracking No. 799801787460), New York–Berlin (Tracking No. 865264191816), Berlin–London (Tracking No. 871691449968), 2008

laminated glass, silicone, metal, FedEx shipping box, packing tape, and accrued FedEx tracking labels

laminated glass: 43.3 × 30.5 × 7.5 cm (17 × 12 × 2% in); FedEx Box: 45.5 × 31.5 × 9 cm (17% × 12% × 3½ in)

Estimate £12,000-18,000 \$19,300-29,000 €14,600-21,900 ♠

#### PROVENANCE

Wallspace Gallery, New York Kunstverein Medienturm, Graz Private Collection, Germany

#### EXHIBITED

New York, Whitney Museum of American Art, 2008 Biennial, 6 March-1 June 2008



# 130 LORI HERSBERGER b. 1964

INSTANT KARMA No. 2, 2012 stainless steel, chromed, mirror polished  $140 \times 110 \times 25 \text{ cm} (55\% \times 43\% \times 9\% \text{ in})$ Signed, titled and dated 'Lori Hersberger "Instant Karma No. 2" 2012' on the reverse.

Estimate £15,000-20,000 \$24,200-32,200 €18,200-24,300 ‡

**PROVENANCE** Private Collection, Switzerland



### 131 CHRISTOPHER WOOL b. 1955

Incident on 9th Street, 1997 13 gelatin silver prints each sheet: 35.5 × 27.8 cm (13% × 10% in) or the reverse Each signed, titled, dated and numbered 'Incident on 9th St. Ed. 2/12 WOOL 1997' on the reverse. This work is number two from an edition of 12 and printed by Patrick Painter Editions.

Estimate £30,000-40,000 \$48,300-64,400 €36,500-48,600 ‡

**PROVENANCE** Private Collection

LITERATURE

Hans Werner Holzwarth, ed., *Christopher Wool*, Cologne, 2012, p. 25 (partly illustrated)

Los Angeles, The Museum of Contemporary Art, *Christopher Wool*, 1998, pp. 129, 131, 192, 226 (partly illustrated), p. 263



While being well-known for his so-called 'word' paintings – in which the artist explores different word compositions and meanings by breaking up words and playing with letters – Christopher Wool has also worked extensively with photography.

Wool has usually presented his photographs in the form of an artist's book. When his studio was damaged by fire in 1996, the artist decided to publish a portfolio of the blackand-white photographs he had taken for the insurance company. *Incident on 9th Street* (1997) documents the fire damage in thirteen silver-gelatin prints that, in their matter-of-fact documentary nature, resemble crime scene investigation photographs. The sensational aspect to them both attracts and repels the viewer, and, like the works of Thomas Demand or Jeff Wall, asks the viewer to consider whether these photo shoots were purposely staged or not.

Writing on Wool's 'street' photos, namely *Absent Without Leave* (1993) and *East Broadway Breakdown* (2003) – ex-punk icon Richard Hell, who has been collaborating with Wool since 1997, notes striking parallels between the artist's paintings and photos: "Like the paintings, one realizes the photos are black and white, often feature patterns, exclude people, welcome smears and casual framing, and direct our attention to commonplace corners and underpinnings of our environment that tend not be merely disregarded but to be assumed ugly" (Richard Hell, 'Christopher Wool's photographs', *Christopher Wool*, ed. Hans Werner Holzwarth, Cologne, 2012, p. 226). Wool's genius lies in his ability to treat the photographic medium as painting. Composition, visual impact, and interest in multiple readings are not disregarded, but are, on the contrary, the power and effectiveness of his photography.



### **132 MIKE KELLEY** 1954-2012

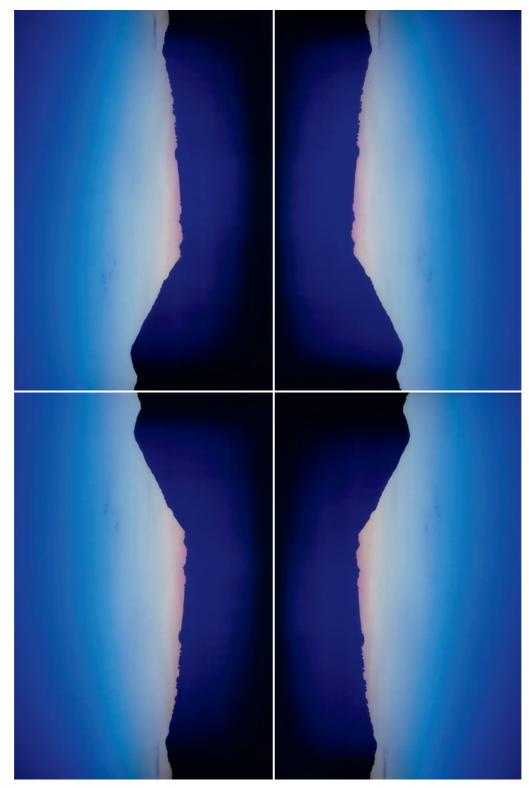
Black Out (Detroit River), 2001

cibachrome print (in eight parts) each:  $65.9 \times 126.2 \text{ cm} (25\% \times 49\% \text{ in})$ Each signed 'M. Kelley' on a label affixed to the reverse. This work is the artist's proof number one from an overall edition of five plus two artist's proofs.

Estimate £50,000-70,000 \$80,600-113,000 €60,800-85,100

**PROVENANCE** Patrick Painter Editions, Hong Kong Acquired from the above by the present owner





# 133 **PIOTR UKLANSKI** b. 1968

Untitled (Twilight), 2003 four colour coupler prints each:  $101.5 \times 68.5$  cm ( $39\% \times 26\%$  in) This work is number one from an edition of five plus one artist's proof and is accompanied by a certificate of authenticity signed by the artist.

Estimate £15,000-20,000 \$24,200-32,200 €18,200-24,300 ♠

**PROVENANCE** Massimo De Carlo, Milan Acquired from the above by the present owner

**EXHIBITED** Kunsthalle Basel, *Piotr Uklanski*, 17 June-22 August 2004

### 134 ANDRO WEKUA b. 1977

#### White Tree, 2006

oil on canvas and ceramic sculpture

canvas:  $40 \times 60$  cm ( $15\% \times 23\%$  in); sculpture:  $60 \times 43 \times 42.5$  cm ( $23\% \times 16\% \times 16\%$  in) Signed and dated 'ANDRO WEKUA 2006' on the reverse of the canvas. This work is unique and is accompanied by a certificate of authenticity signed by the artist.

Estimate £15,000-20,000 \$24,200-32,200 €18,200-24,300

#### PROVENANCE

Peter Kilchmann, Zurich Acquired from the above by the present owner





### PATRICK HILL b. 1972

Magnolia Blvd., 2006

wood, glass, canvas, denim, brass, dye, bleach 124  $\times$  81  $\times$  213 cm (48%  $\times$  31%  $\times$  83% in)

Estimate £15,000-20,000 \$24,200-32,200 €18,200-24,300 †

#### PROVENANCE

The Approach, London Acquired from the above by the present owner in 2008

#### EXHIBITED

London, Saatchi Gallery, *Abstract America: New Painting and Sculpture*, 29 May 2009–17 January 2010

#### LITERATURE

J. Cape, Shape of Things to Come: New Sculpture, London, 2009, p. 582-85



#### ZHANG HUAN b. 1965

Xiao Lu, 2007 incense ash, charcoal and resin on canvas  $150 \times 100 \text{ cm} (59 \times 39\% \text{ in})$ Signed and dated 'Zhang Huan 2007' on the reverse.

Estimate £50,000-70,000 \$80,600-113,000 €60,800-85,100 ‡

#### PROVENANCE

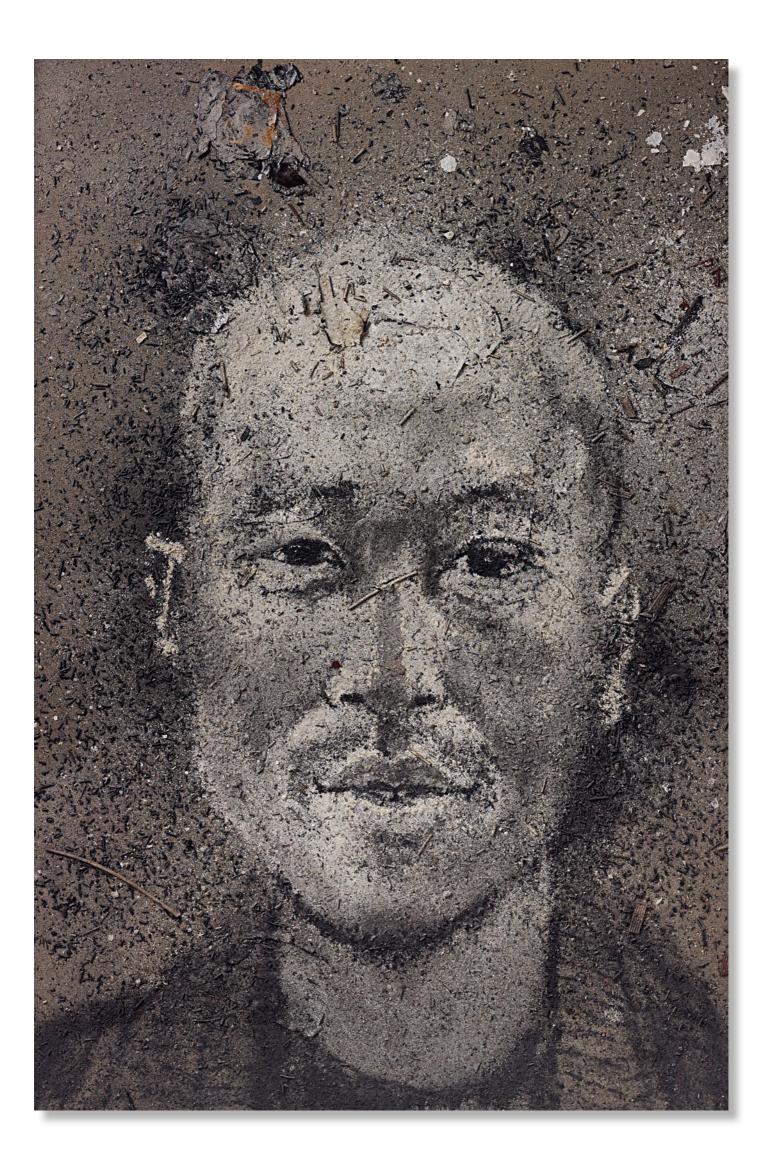
Haunch of Venison, London Acquired from the above by the present owner

> "These ash remains speak to the fulfilment of millions of hopes, dreams and blessings. It was here that I finally discovered the ingredient I had been looking for to pave the way for new work." ZHANG HUAN

Upon returning to China after living in the United States, the Chinese artist Zhang Huan was struck with an epiphany which led to his creation of paintings from incense ash. Huan's recent experience with Western society informed new perspectives on his own Eastern culture. Of this epiphany, Huan described the "magic" of prayer and the power of the incense ashes: "I realized that the burning ashes are not what they seem to be, they are our soul, our spirit, they are the memory and desire of a country" (*Zhang Huan: Ash Paintings and Memory Doors*, video, Art Gallery of Ontario, 2012).

The present lot, *Xiao Lu*, is a brilliantly executed ash portrait from 2007 of Huan's studio assistant. While Huan also explores nature, history and recognizable figures in his ash paintings, this work, with its unrivalled clarity and brilliance, reflects the close friendship of the artist with his subject. The conviction and sensitivity with which Huan has painted *Xiau Lu* is heightened by the symbolism of the material itself.

The ash produced from burning incense is collected from twenty or so temples in Shanghai on a weekly basis and is brought to Huan's studio in the Min Hang district to be sorted by colour gradation for his paintings and sculptures. Aside from the materiality of the ash itself, it carries with it an symbolic significance in Eastern cultures with its use in rituals to commemorate ancestors and venerate deities. For Huan, "these ash remains speak to the fulfilment of millions of hopes, dreams and blessings" (the artist quoted in N. Miall, *Zhang*  Huan: Ash, London: Haunch of Venison, 2007). Ash, as a material for painting, is maintains a metaphoric connection to memory, the soul and the spiritual. Past and present are synthesised with the use of ash as material and as contemporary subject matter. Huan inherently addresses the collective experience of Chinese identity with memory, spirituality and soul. In Huan's words: "Everything we are, everything we believe and want are within these ashes" (*Zhang Huan: Ash Paintings and Memory Doors*, video, Art Gallery of Ontario, 2012).





















## 137 ugo rondinone b. 1964

DRITTERFEBRUARNEUNZEHNHUNDERTACHTUNDNEUNZIG, 1998

15 colour coupler prints dimensions variable; largest print:  $50.7 \times 60.4$  cm ( $20 \times 23\%$  in) One print signed and dated 'Ugo Rondinone 1998' on the reverse of the backing. This work is accompanied by a certificate of authenticity signed by the artist.

Estimate £40,000-60,000 \$64,400-96,700 €48,600-72,900

**PROVENANCE** Private Collection, Europe

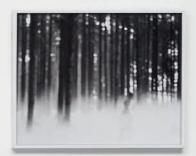


















### **ANDY WARHOL** 1928-1987

Isabelle Adjani, circa 1986 silkscreen inks and coloured paper collage on paper  $61 \times 45.9$  cm (24 × 18½ in) Signed 'Andy Warhol' lower right. This work is unique.

Estimate £15,000-20,000 \$24,200-32,200 €18,200-24,300

**PROVENANCE** Private Collection, France



ALEX KATZ b. 1927 Vincent, Grey Sweater, 1982 oil on masonite 40.2 × 30 cm (15% × 11¾ in) Signed and dated 'Alex Katz '82' lower left.

Estimate £20,000-30,000 \$32,200-48,300 €24,300-36,500

**PROVENANCE** In Arco, Turin Acquired from the above by the present owner



#### ROBERT INDIANA b. 1928

Why O Why Has Peace Fled, 2003 oil on canvas 61 × 61 cm (24 × 24 in) Printed 'INDIANA VINALHAVEN 03' on the reverse.

Estimate £70,000-90,000 \$113,000-145,000 €85,100-109,000 ‡

#### PROVENANCE

Michael Kohn Gallery, Los Angeles Paul Kasmin Gallery, New York Acquired from the above by the present owner

**EXHIBITED** Los Angeles, Michael Kohn Gallery, *Robert Indiana*, September – October 2003 New York, Paul Kasmin Gallery, *Robert Indiana*: *Peace Paintings*, 21 April – 29 May 2004



### 141 TOM WESSELMANN 1931-2004

Study for Bedroom Painting #48, 1982

oil on canvas  $31\times22$  cm (12 $\!\!^{14}\times8\%$  in) Signed, titled and dated 'STUDY FOR BEDROOM PAINTING #48 Wesselmann 82' on the overlap.

Estimate £80,000-100,000 \$129,000-161,000 €97,300-122,000 ‡

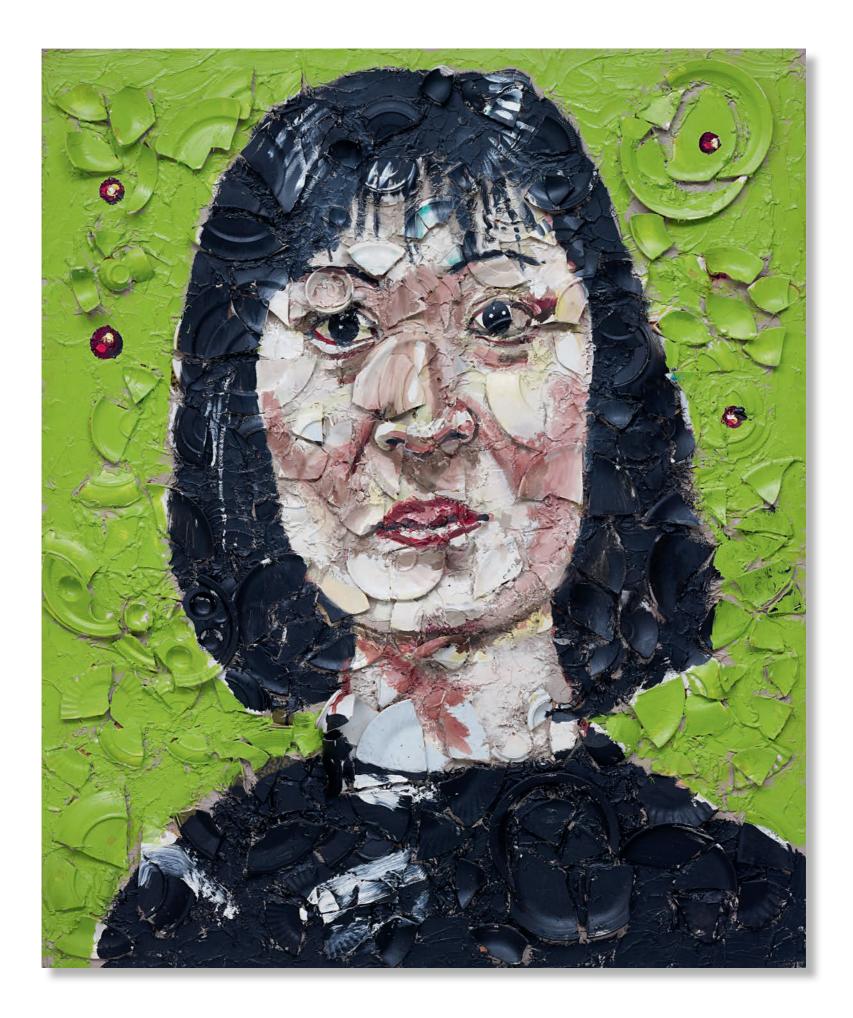
**PROVENANCE** Guy Pieters Gallery, Knokke Galerie Laurent Strouk, Paris Acquired from the above by the present owner

### JULIAN SCHNABEL b. 1951

Winnie, 1988 mixed media on panel  $183 \times 152.3 \times 18 \text{ cm} (72 \times 59\% \times 7\% \text{ in})$ 

Estimate £100,000-150,000 \$161,000-242,000 €122,000-182,000 \$

**PROVENANCE** Acquired directly from the artist



### JUAN MUÑOZ 1953-2001

Untitled (false pride-carried on the back of shame), 1993 polyester resin, zolatone paint, cellophane and linen  $205.7 \times 71.1 \times 55.9$  cm ( $80\% \times 27\% \times 22$  in)

Estimate £100,000-150,000 \$161,000-242,000 €122,000-182,000 ♠ ‡

#### PROVENANCE

Galerie Ghislaine Hussenot, Paris Acquired by the present owner from the above in 1994

The figurative sculptures of Spanish artist Juan Muñoz, who is a self-acknowledged storyteller, combine a personal exploration of human experience with a theatricality, synthesizing an emotional calm with the cerebral. Size plays a key conceptual role in all of Muñoz's sculptures, as the slightly smaller than life-size figures isolate themselves from the spectator, creating a sense of exclusion from the viewer. However, the present lot carries with it a unique sense of vertical scale, featuring one figure on the shoulders of another.

Muñoz drew inspiration from a range of sources throughout his career, from the Baroque architecture of Francesco Borromini to the writings of the dramatist Luigi Pirandello as well as artists such as Giacometti and Velazquez. These multifarious sources reveal themselves in works such as *Untitled* through scale, allegory and allusion. In the present lot, the veiled lower figure and the secondary figure wearing a larger than life-size guise of a face, reflects the motif of the mirror that appears in Pirandello's *Six Characters in Search of an Author*. The mirror allegory was something of which Muñoz was conscious: "My characters sometimes behave as a mirror that cannot reflect. They are there to tell you something about your looking, but they cannot, because they don't let you see yourself" (Juan Muñoz, quoted in N. Benezra and O. Viso, *Juan Muñoz*, University of Chicago Press, 2001).



### GEORGE CONDO b. 1957

The Rock Thrower, 2007 charcoal and white pastel on canvas 134.6 × 116.8 cm (53 × 46 in) Signed and dated 'Condo 07' upper left.

Estimate £120,000-180,000 \$193,000-290,000 €146,000-219,000 ‡

**PROVENANCE** Private Collection, New York

EXHIBITED

Paris, Foundation Dina Vierny-Musee Maillol, *George Condo: the lost civilization*, 17 April-17 August 2009





### THOMAS DEMAND b. 1964

Ghost, 2003

colour coupler print 122  $\times$  160 cm (48  $\times$  62% in) This work is number one from an edition of six.

Estimate £40,000-60,000 \$64,400-96,700 €48,600-72,900 ♠ ‡

#### PROVENANCE

Taka Ishii Gallery, Tokyo Acquired from the above by the present owner

#### EXHIBITED

Berlin, Galerie Esther Schipper, *Thomas Demand*, 1 April–6 May 2006 (another example exhibited)

London, Serpentine Gallery, *Thomas Demand*, 6 June–20 August 2006 (another example exhibited)

Frankfurt, Klause, MMK, *Max Beckmann and Thomas Demand*, 25 March 2006–28 January 2007 (another example exhibited)

#### LITERATURE

R. Marcoci, *Thomas Demand*, New York, The Museum of Modern Art, 2005, p. 107 (illustrated in colour)

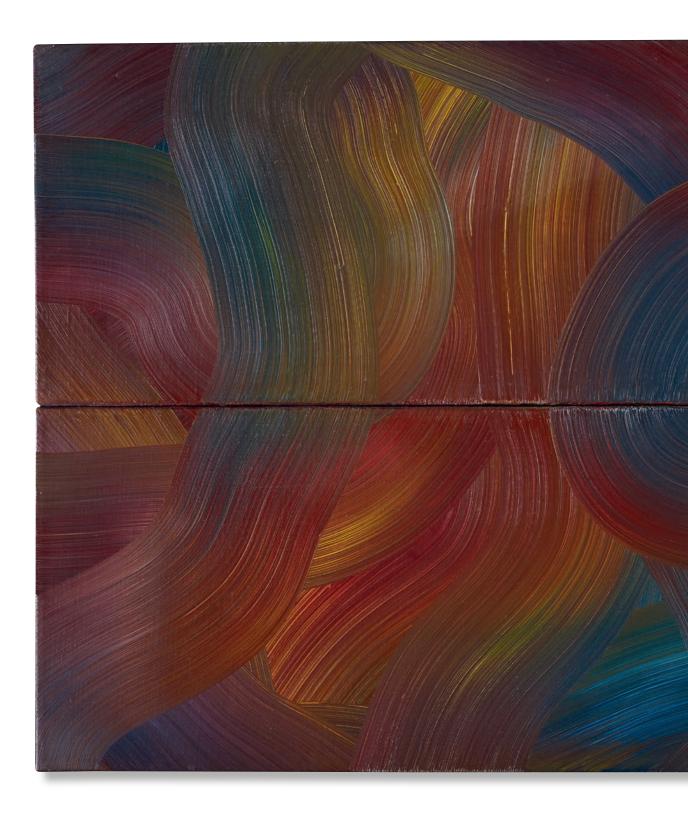


### 146 KARIN KNEFFEL b. 1957

Untitled (Egg), 2004 oil on canvas  $150 \times 170$  cm ( $59 \times 66\%$  in) Signed and dated 'Karin Kneffel 2004' on the reverse.

Estimate £25,000-35,000 \$40,300-56,400 €30,400-42,500 ♠ ‡

**PROVENANCE** Christine König Galerie, Vienna Private Collection



GERHARD RICHTER b. 1932

Rot-Blau-Gelb (Red-Blue-Yellow), 1973

oil on canvas (in four parts) each:  $26 \times 53.5$  cm ( $10\frac{14}{3} \times 21\frac{18}{3}$  in); overall framed:  $56 \times 110$  cm ( $22 \times 43\frac{14}{3}$  in) Each signed and dated 'Richter, 73' and respectively numbered '13, 14, 23, 24' on the reverse.

Estimate £150,000-250,000 \$242,000-403,000 €182,000-304,000 ♠

**PROVENANCE** Galerie Löhrl, Mönchengladbach Acquired from the above by the present owner

#### LITERATURE

B. Buchloh, ed., *Gerhard Richter Werkübersicht/Catalogue Raisonné* 1962–1993, vol. III, Ostfildern-Ruit, 1993, no. 338 (illustrated in colour)





### 148 callum innes b. 1962

Exposed Painting, Olive Green, 1998

oil on canvas 172.5  $\times$  160.5 cm (67%  $\times$  63¼ in) Signed and dated 'C Innes 98' on the overlap; further signed (twice) 'C. Innes 98' on the stretcher bar on the reverse.

Estimate £15,000-20,000 \$24,200-32,200 €18,200-24,300 ♠

**PROVENANCE** Frith Street Gallery, London Private Collection, Germany

EXHIBITED London, Lothbury Gallery, *The NatWest Art Prize*, 1998



#### 149 YAYOI KUSAMA b. 1929 *River dawn,* 1988

acrylic on canvas

45.5 × 38 cm (17% × 14% in)

Signed, titled and dated in English and Japanese 'Yayoi Kusama 1988' on the reverse. This work is accompanied by a Yayoi Kusama registration card number 1301.

Estimate £40,000-60,000 \$64,400-96,700 €48,600-72,900 ‡

**PROVENANCE** Private Collection, Tokyo

#### CECILY BROWN b. 1969

Lured, 1998–99 oil on canvas  $71.5 \times 61 \text{ cm} (28\frac{1}{8} \times 24 \text{ in})$ Signed, titled and dated 'Cecily Brown LURED 98-99' on the reverse.

Estimate £180,000-220,000 \$290,000-354,000 €219,000-267,000 ♠ ‡

#### PROVENANCE

Galerie Thomas, Munich Victoria Miro Gallery, London Sotheby's London, 'Contemporary Art Evening Auction', 1 July 2008, lot 13 Acquired from the above sale by the present owner

# "Oil paint very easily suggests bodily fluids and flesh."

In 1997, following her move to the United States – partly to escape being associated with the YBAs – London-born artist Cecily Brown had her first solo exhibition in New York where she made her mark on the contemporary art scene. Painted in 1998, the present lot is dated from the recent period of the artist's career during which, while experimenting with painting, she developed her unique 'hide and seek' style of which *Lured* is a perfect example.

Brown's paintings are characterized by heavily loaded brushstrokes and overlapping impasto which often reveal the hint of a distinguishable image. In *Lured*, the outline of a barely sketched tree, whose branches spread through the upper part of the canvas, can be discerned. If the black rounded shapes closer to the tree may be interpreted as apples, this painting suddenly acquires a new meaning and becomes reminiscent of Gustav Klimt's *The Apple Tree* – indeed, it is not uncommon for Brown to draw inspiration from the masters of the past such as Hieronymus Bosch and Titian. What at first seemed to be a gestural work in line with Abstract Expressionism therefore reveals itself to be a more complex exploration of the boundaries between abstraction and figuration. "I am very reluctant to let go of the figure and to certain erotic or violent content. I always want this conflict in the painting" (the artist in *Cecily Brown*, ed. Ashton Dore, Gagosian Gallery & Rizzoli International Publications, New York, 2008, p. 27).

Brown's art is all about flesh. Not only do her paintings often incorporate sexual images, but everything about them, from the sensuous brush marks to the pink-toned palette, seduces the eye. Perhaps, in *Lured*, we are looking at the Tree of Life and the sin that came from it, as the work draws the viewer into the heart of the painting and into the very corruption of flesh.



Gustav Klimt, Apfelbaum I (The Apple Tree), 1912, oil on canvas,  $109 \times 110$  cm, Belvedere, Vienna, the painting has been restituted to the legal heirs in 2006





### 151 HERNAN BAS b. 1978

 $\begin{array}{l} \label{eq:counters} Countess eavesdropping, 2007 \\ \mbox{acrylic and water based oil on linen} \\ \mbox{30.5} \times 20.7 \mbox{ cm (}12 \times 8\% \mbox{ in)} \\ \mbox{Initialled and dated 'HB 07' lower left. This work is accompanied by a certificate} \\ \mbox{of authenticity signed by the artist.} \end{array}$ 

Estimate £10,000-12,000 \$16,100-19,300 €12,200-14,600

**PROVENANCE** Private Collection

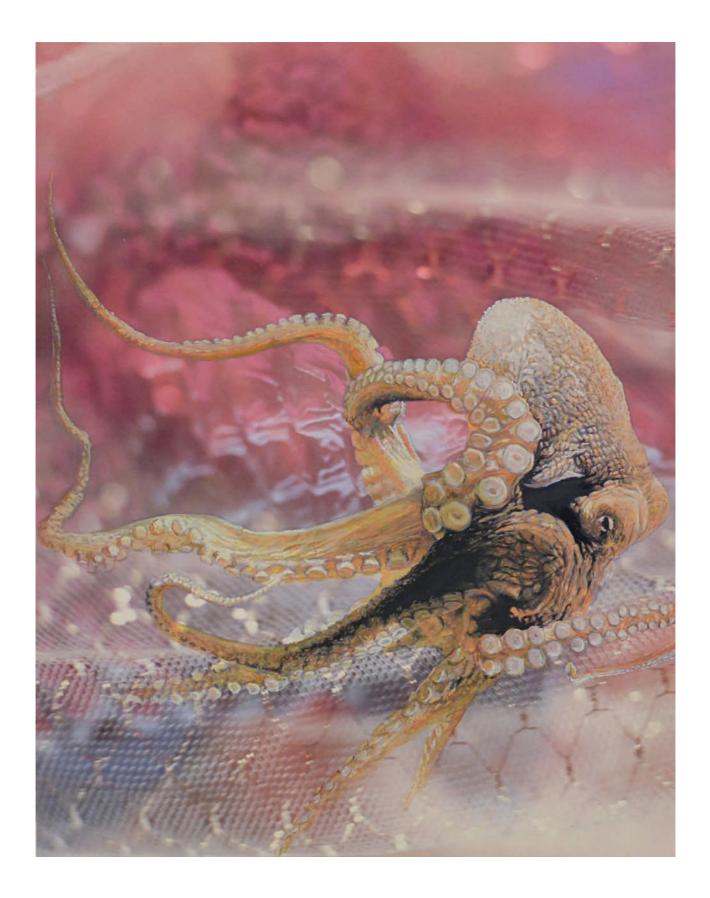


### 152 HERNAN BAS b. 1978

Saint Ambrose and the Bees, 2007 mixed media on linen mounted on panel  $102 \times 76.5 \text{ cm} (40\% \times 30\% \text{ in})$ Initialled and dated 'HB 07' lower left; titled 'Saint Ambrose and the Bees' on the stretcher on the reverse.

Estimate £20,000-30,000 \$32,200-48,300 €24,300-36,500

**PROVENANCE** Victoria Miro Gallery, London Acquired from the above by the present owner



**JIM SHAW** b. 1952 Untitled (Octopus), 2009 ink and gouache on printed paper 35.5 ×27.8 cm (13% × 10% in)

Estimate £10,000-15,000 \$16,100-24,200 €12,200-18,200 ‡

**PROVENANCE** Private Collection, USA



**JIM SHAW** b. 1952 Untitled, 2008 ink and gouache on printed paper 40.3 × 30 cm (15% × 11¾ in)

Estimate £12,000-18,000 \$19,300-29,000 €14,600-21,900 ‡

**PROVENANCE** Acquired directly from the artist



#### 155 wangechi mutu b. 1972

Histology of the Different Classes of Uterine Tumors, 2006 twelve digital prints with mixed media collage each: 58 × 43 cm (22% × 16% in) Each signed, dated and numbered 'Wangechi Mutu 2006 3/25' lower right in the margin. This work is number three from an edition of 25.

Estimate £15,000-25,000 \$24,200-40,300 €18,200-30,400 +

**PROVENANCE** Sikkema Jenkins & Co., New York Private Collection, London Acquired from the above by the present owner





#### MARK GROTJAHN b. 1968

Untitled, 2000 coloured pencil on paper 35.6 × 38.1 cm (14 × 15 in) Initialled and dated 'MG 2000' on the reverse.

Estimate £8,000-12,000 \$12,900-19,300 €9,700-14,600 ‡

**PROVENANCE** Acquired directly from the artist



### 157 RAQIB SHAW b. 1974

Untitled, 2004 acrylic, graphite, glitter and rhinestones on paper  $59 \times 42 \text{ cm} (23\% \times 16\% \text{ in})$ Signed and dated 'Raqib Shaw 04' lower left.

Estimate £10,000-15,000 \$16,100-24,200 €12,200-18,200

**PROVENANCE** Victoria Miro Gallery, London Acquired from the above by the present owner



### 158 FRANZ WEST 1944-2012

Nuclismo, 1982 gouache on printed paper in artist's frame  $54.6 \times 44.5 \times 2.5 \text{ cm} (21\frac{1}{2} \times 17\frac{1}{2} \times 1 \text{ in})$ Signed and dated 'FWest 82' centre right; further signed, titled and dated 'Franz West "Nudismo" 1982' on the reverse of the backing.

Estimate £12,000-18,000 \$19,300-29,000 €14,600-21,900 ♠ ‡

**PROVENANCE** Galerie Krinzinger, Vienna Acquired from the above by the present owner



#### 159 UGO RONDINONE b. 1964

Saturday, November 21, 2009

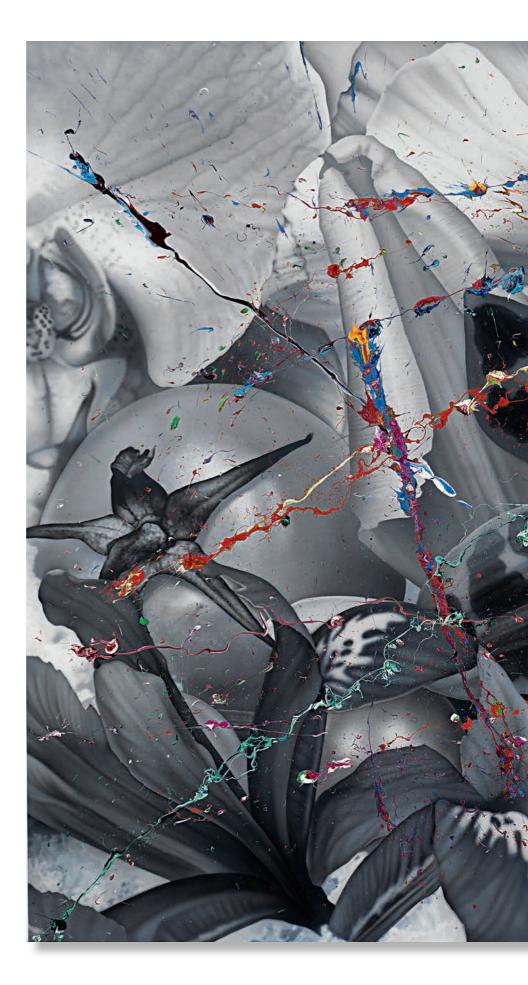
gesso, collage and graphite on linen 27.9 × 25.4 cm (11 × 10 in) Signed and dated 'Ugo Rondinone 2009' on the reverse.

Estimate £12,000-18,000 \$19,300-29,000 €14,600-21,900 ‡

**PROVENANCE** Gladstone Gallery, New York Acquired from the above by the present owner



Reverse



MARCQUINN b. 1964

Separation of Body and Soul (RYBRGY), 2010 oil on canvas

 $169\times251\,cm$  (66½  $\times$  98% in) This work is accompanied by a certificate of authenticity signed by the artist.

Estimate £80,000-120,000 \$129,000-193,000 €97,300-146,000 ♠ ‡

**PROVENANCE** Private Collection, Switzerland



### "I think great art involves a little magic on the road to altering perception." FRED TOMASELLI

#### 161 FRED TOMASELLI b. 1956

Fade into You, 1993 acrylic, leaves, pills and resin on panel 122 × 122 cm (48 × 48 in) Signed, titled and dated 'Fred Tomaselli 1993 FADE INTO YOU' on the reverse.

Estimate £150,000-250,000 \$242,000-403,000 €182,000-304,000 ‡

#### PROVENANCE

Galerie Anne de Villepoix, Paris Christie's, London, 'Postwar and Contemporary Art Evening Sale', 14 October 2007, lot 133 Acquired from the above sale by the previous owner Christie's, London, 'Postwar & Contemporary Art Day Sale (Afternoon)', 1 July 2008, lot 428 Acquired from the above sale by the present owner

#### EXHIBITED

Paris, Galerie Anne de Villepoix, *Fred Tomaselli*, May-June 1994 Barcelona, Joan Miró Foundation, *Psychodrome.02: Michel Gouery, Franz Ackerman, Fred Tomaselli*, 20 December 2002-9 February 2003 Toulouse, Les Abbatoirs de Toulouse, *Le Printemps de Septembre à Toulouse*, September-October 2005

Since the late 1980s, Fred Tomaselli has been creating meticulously crafted works incorporating 'everyday' objects such as pills, leaves and cut-out images from catalogues suspended into several layers of resin and acrylic paint on board. Executed in 1993, *Fade into You* is a prime example of Tomaselli's exquisite and astonishingly elaborate technique. His art is the result of a highly refined craftsmanship which seems to emerge from an ancient world.

Growing up in Southern California in the 1970s, the New York-based artist was part of the generation which searched for utopia through punk rock and drugs. Tomaselli has never hidden references to drug culture in his own work: "My generation had a hand in debunking the myth of the sublime but I couldn't deny my chemically induced personal experiences. In a world dominated by exterior media manipulations, how fake was an experience generated from within the body?" (Tomaselli, 'My Chemical Sublime', in *Fred Tomaselli: Monsters of Paradise*, The Fruitmarket Gallery, Edinburgh, 2004, p. 43). As with his other works, *Fade into You* incorporates pills as decorative elements that, connected to each other by golden-leaf arabesques, take part into the artist's creation of a seductive, almost hypnotic, world.

Tomaselli's oeuvre derives from a startlingly wide range of cultural references, from the Old Masters – such as Hieronymus Bosch and Arcimboldo – to contemporary performance, pattern and decoration, underground comics, punk graphics and psychedelic kitsch. But, most of all, the lies in the ability to address human beings' desire to escape reality. By raising the opposition between nature and culture, between real and fake, the hallucinatory dimension of his work opens up windows on new worlds, suggesting that the true place to be looking for utopia is our own mind.





### 162 CINDY SHERMAN b. 1954

Untitled – Metropolis Series (239), 1987–90 colour coupler print 228.6 × 152.4 cm (90 × 60 in) This work is from an edition of six.

Estimate £25,000-35,000 \$40,300-56,400 €30,400-42,500 †

**PROVENANCE** Metro Pictures, New York Private Collection



#### TOM FRIEDMAN b. 1965

Untitled (String Figure), 2005 Coloured string and painted styrofoam  $246.5 \times 60 \times 60$  cm ( $97 \times 23\% \times 23\%$  in)

Estimate £60,000-80,000 \$96,700-129,000 €72,900-97,300 +

**PROVENANCE** Private Collection



### 164 wilhelm sasnal b. 1972

#### Untitled, 2000 oil on canvas $82.5 \times 96 \text{ cm} (32\frac{1}{2} \times 37\frac{3}{4} \text{ in})$ Signed and dated 'WILHELM SASNAL 2000' on the reverse.

Estimate £12,000-18,000 \$19,300-29,000 €14,600-21,900 ♠

**PROVENANCE** Foksal Gallery, Warsaw Private Collection

### 165

#### WILHELM SASNAL b. 1972

Untitled acrylic on canvas 124.5 × 149.9 cm (49 × 59 in)

Estimate £12,000-18,000 \$19,300-29,000 €14,600-21,900 ♠

**PROVENANCE** Foksal Gallery, Warsaw Marc Jancou, New York Acquired from the above by the present owner



Untitled (Single), 2010 oil, acrylic and burnt rubber on aluminium 243.8  $\times$  100 cm (95%  $\times$  39% in) Inscribed 'SINGLE' on the reverse.

Estimate £12,000-18,000 \$19,300-29,000 €14,600-21,900

**PROVENANCE** Bortolami Gallery, New York Private Collection, Europe



**BANKS VIOLETTE** b. 1973 Not Yet Titled (Two Chairs), 2010

Salt and resin cast sculpture  $74 \times 104 \times 104$  cm ( $29\% \times 40\% \times 40\%$  in)

Estimate £20,000-30,000 \$32,200-48,300 €24,300-36,500

**PROVENANCE** Blum & Poe, Los Angeles Private Collection, Europe

#### 168 GARDAR EIDE EINARSSON b. 1976

Rammellzee (Pay the Rent), 2004

acrylic on canvas (in six parts) and paper sheet each: 100.2  $\times$  100.2 cm (39½  $\times$  39½ in) Titled 'RAMMELLZEE (PAY THE RENT)' on the stretcher bar on the reverse of one part. This work is accompanied by a certificate of authenticity signed by the artist.

RANNELLZEE (RAY THE REALT)

STORAGE

Estimate £25,000-35,000 \$40,300-56,400 €30,400-42,500 ♠

**PROVENANCE** Nils Stærk, Copenhagen Acquired from the above by the present owner There was a last vague space it wild where a dusky uncertain tract which looked ambiguory, and even heightly treacherous, like a mooreand reach in the winter twillest

Every now and then something touches me and the uncertainty the uncertainty the uncertainty always for the wrong

But one shouland it attempt to reason it out - you never know

a reason for everything

There are some very good feelings that may have ba reasons; and then there are bad pelings, rometimes that have good reasons.

I don't ware anything about reasons, but & prow what & like

### 169

#### RAYMOND PETTIBON b. 1957

Untitled (There was a last vague space...), 1991 oil on canvas  $91.5 \times 61.5$  cm ( $36 \times 24\frac{1}{4}$  in) Signed and dated 'Raymond Pettibon 4-91' on the reverse.

Estimate £25,000-35,000 \$40,300-56,400 €30,400-42,500

**PROVENANCE** Private Collection, Europe



#### 170 os GÊMEOS b. 1974 Untitled, 2001 spray paint and acrylic on car

spray paint and acrylic on canvas 150.5  $\times$  80.5 cm (59¼  $\times$  31¾ in)

Estimate £35,000-45,000 \$56,400-72,500 €42,500-54,700

#### PROVENANCE

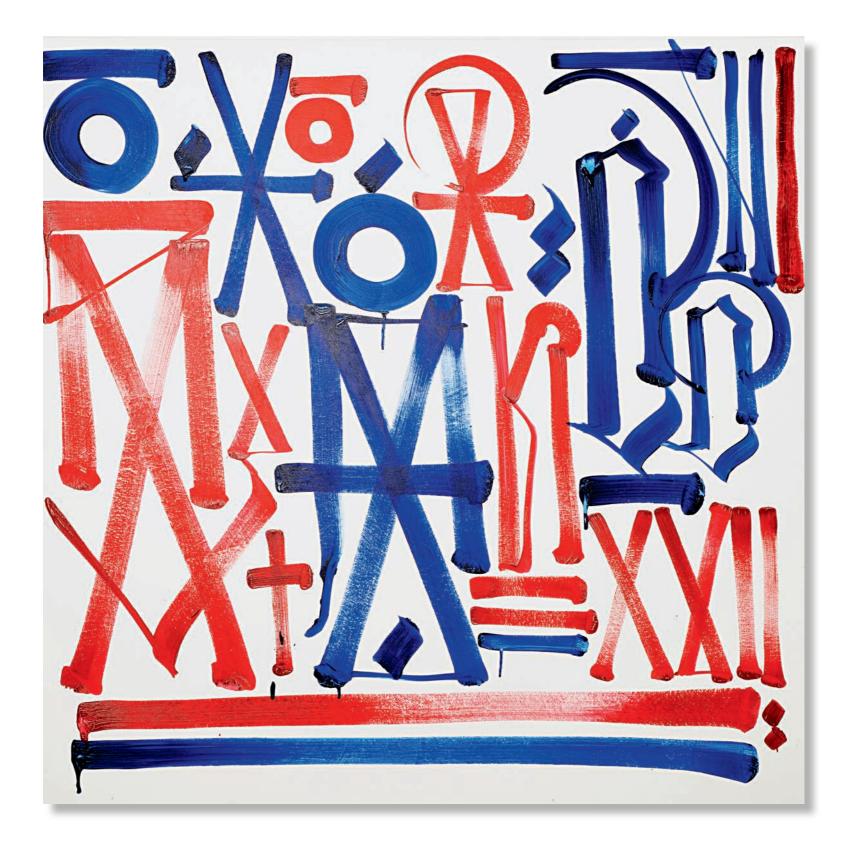
Mirko Reisser (DAIM), Hamburg Private Collection, France

EXHIBITION

Hamburg, Post am Stephansplatz, Eingang Postsortierhalle, Gorch-Fock Wall 1, *Urban Discipline 2001*, 12–18 June 2001

#### LITERATURE

Mirko Reisser, Gerrit Peters, Heiko Zahlmann, Urban Discipline 2001 Graffiti-Art, Hamburg, 2001



**RETNA** b. 1979 *EX VANDALS*, 2012 acrylic on canvas 122 × 122 cm (48 × 48 in) Signed on the reverse.

Estimate £12,000-18,000 \$19,300-29,000 €14,600-21,900

**PROVENANCE** Dahan Brothers Gallery, Paris

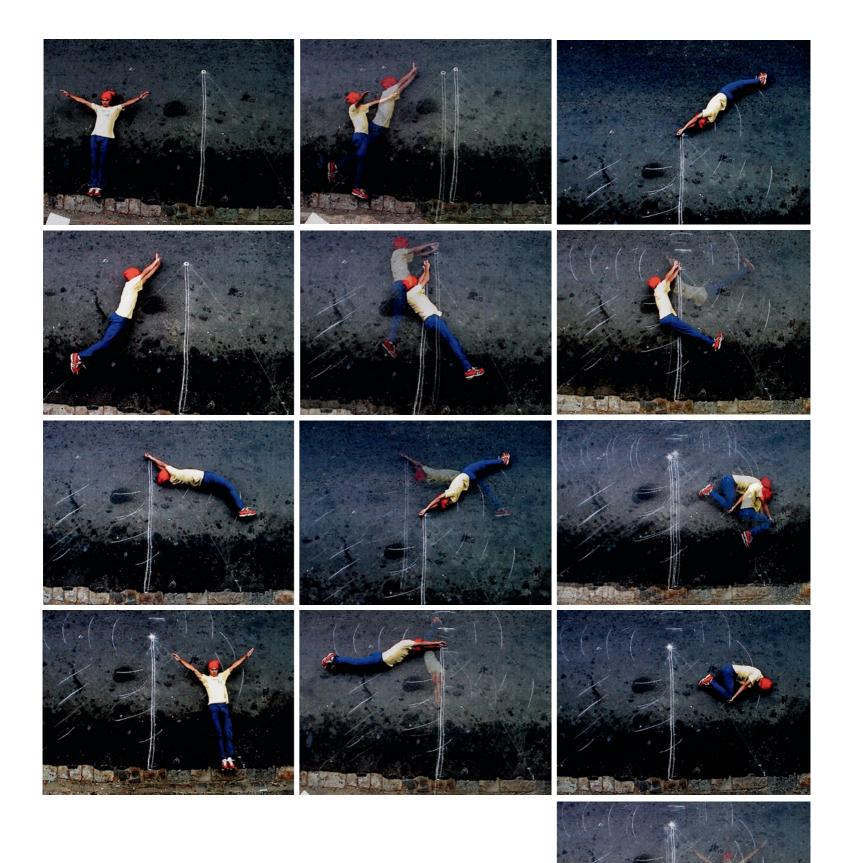


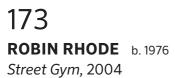
### **172 SHEPARD FAIREY** b. 1970

Sunsets To Die For, 2007 HPM silkscreen on panel in artist's wooden frame  $47.5 \times 62.5 \text{ cm} (1834 \times 24\% \text{ in})$ Signed and dated 'Shepard Fairey 07' lower right; further signed, dated and numbered 'Shepard Fairey 07 AP' on the reverse. This work is an artist's proof from an overall edition of two plus one artist's proof.

Estimate £12,000-18,000 \$19,300-29,000 €14,600-21,900

**PROVENANCE** White Walls, San Francisco Acquired from the above by the present owner

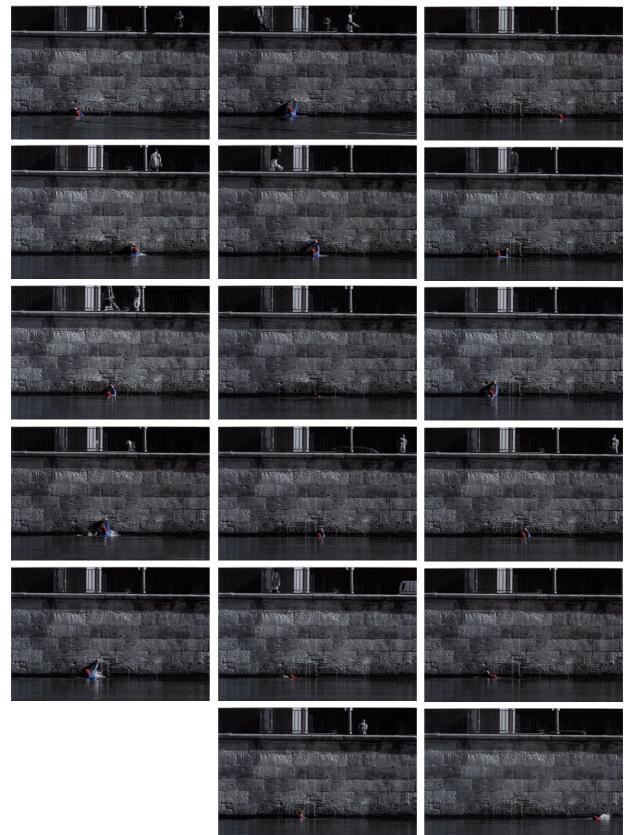




DVD duration: 35 sec This work is from an edition of five.

Estimate £30,000-40,000 \$48,300-64,400 €36,500-48,600 †

**PROVENANCE** Art Intelligence, Johannesburg Private Collection, London



#### ROBIN RHODE b. 1976

Automatic Drowning, 2004 colour coupler print, mounted to aluminium (in 18 parts) each:  $28.5 \times 44.3$  cm ( $11\frac{1}{4} \times 17\frac{1}{2}$  in) This work is number three from an edition of three plus two artist's proofs.

Estimate £25,000-35,000 \$40,300-56,400 €30,400-42,500

**PROVENANCE** Carlier Gebauer, Berlin Private Collection

**EXHIBITED** Berlin, Carlier|Gebauer, *How would you light heaven?*, May-June 2004

#### 175 PHILIP-LORCA DICORCIA b. 1951

*W, September 1997, no. 3,* 1997 Fujicolor Crystal Archive print 121 × 151 cm (47% × 59½ in) Signed 'Philip-Lorca diCorcia' on the reverse. This work is from an edition of 15.

Estimate £20,000-30,000 \$32,200-48,300 €24,300-36,500

#### PROVENANCE

Pace/Macgill Gallery, New York Galerie Rodolphe Janssen, Brussels Acquired from the above by the present owner







# ASS



#### 176 JOHN BALDESSARI b. 1931

Ass: Maquette for the Elbow Series (A2), 1999 colour coupler print with printed text 77 × 76.5 cm (30% × 30% in)

Estimate £10,000-15,000 \$16,100-24,200 €12,200-18,200

#### PROVENANCE

Acquired directly from the artist Massimo Martino S.A., Lugano Acquired from the above by a previous owner in 1999 Sotheby's, New York, 'Contemporary Art Afternoon', 13 November 2003, lot 402 Galerie Enrico Navarra, Paris Private Collection, France

#### EXHIBITED

Lugano, Massimo Martino Fine Art & Objects, *John Baldessari – The Elbow Series*, 1 June-8 October 1999

# 177 JOHN BALDESSARI b. 1931

Fox: Maquette for the Elbow Series (B1), 1999 colour coupler print with printed text  $77 \times 76.5 \text{ cm} (30\% \times 30\% \text{ in})$ 

Estimate £10,000-15,000 \$16,100-24,200 €12,200-18,200

#### PROVENANCE

Acquired directly from the artist Massimo Martino S.A., Lugano Acquired from the above by a previous owner in 1999 Sotheby's, New York, 'Contemporary Art Afternoon', 13 November 2003, lot 401 Galerie Enrico Navarra, Paris Private Collection, France

#### EXHIBITED

Lugano, Massimo Martino Fine Art & Objects, John Baldessari – The Elbow Series, 1 June-8 October 1999









VIK MUNIZ b. 1961 Untitled Film Still #7, after Cindy Sherman (from Pictures of Paper), 2008 digital gelatin silver print 155.5 × 122 cm (61¼ × 48 in) This work is number one from an edition of 10 plus five artist's proofs.

Estimate £20,000-30,000 \$32,200-48,300 €24,300-36,500

**PROVENANCE** Arndt & Partner Berlin Private Collection, Belgium



VIK MUNIZ b. 1961 Individuals (from Pictures of Chocolate), 1998 Cibachrome print 154.5 × 125.5 cm (60% × 49% in) This work is an artist's proof number three from an edition of three plus three

artist's proofs and is accompanied by a certificate of authenticity.

Estimate £25,000-35,000 \$40,300-56,400 €30,400-42,500

#### PROVENANCE

Photo and Contemporary, Turin Acquired from the above by the present owner

### LITERATURE

Vik Muniz, *Seeing is Believing*, Arena: Santa Fe, 1998, p. 125 (illustrated in colour) *Vik Muniz*, exh. cat., Electa: Milan, 2003, p. 109 (illustrated in colour) *Vik Muniz*, exh. cat., Centro Galego de Arte Contemporánea, Santiago de Compostela, 2003, p. 55 (another edition illustrated in colour)



### 180 RICHARD PRINCE b. 1949 Upstate, 1995-99

Ektacolour photograph 61 × 50.8 cm (24 × 20 in) Signed, dated and numbered 'RPrince 1995–99 3/5' on the reverse. This work is number three from an edition of five plus one artist's proof.

Estimate £12,000-18,000 \$19,300-29,000 €14,600-21,900 †

**PROVENANCE** Barbara Gladstone Gallery, New York Private Collection



### **181 RICHARD PRINCE** b. 1949

Untitled (Publicity), 2003 ink on six colour photographs in artist's frame  $104.5 \times 155.3 \text{ cm} (41\% \times 61\% \text{ in})$ Signed and dated 'R Prince '92' on the reverse.

Estimate £30,000-40,000 \$48,300-64,400 €36,500-48,600 †

**PROVENANCE** Barbara Gladstone, New York Private Collection



### 182 RICHARD PRINCE b. 1949

Upstate, 1995–99 Ektacolour photograph 61 × 50.8 cm (24 × 20 in) Signed, dated and numbered 'RPrince 1995–99 1/5' on the reverse. This work is number one from an edition of five plus one artist's proof.

Estimate £10,000-15,000 \$16,100-24,200 €12,200-18,200

**PROVENANCE** Barbara Gladstone Gallery, New York Galerie Sabine Knust, Munich Private Collection, Munich





### 183 OLAFUR ELIASSON b. 1967

Untitled (Iceland Series), 2006 two colour coupler prints each:  $60 \times 90$  cm ( $23\% \times 35\%$  in) Each signed 'Olafur Eliasson' on a label affixed to the reverse. Each print is unique.

Estimate £10,000-15,000 \$16,100-24,200 €12,200-18,200 ♠

**PROVENANCE** Tanya Bonakdar Gallery, New York Acquired from the above by the present owner



### 184 **RASHID JOHNSON** b. 1977

Crosshair Brand, 2011 painted steel, red oak  $57 \times 39.5 \times 64.6 \text{ cm} (22\frac{1}{2} \times 15\frac{1}{2} \times 25\frac{3}{8} \text{ in})$ Signed 'Rashid Johnson' on the underside. This work is from an edition of 20 plus three artist's proofs.

Estimate £6,000-8,000 \$9,700-12,900 €7,300-9,700

**PROVENANCE** Private Collection, New York



### ALLORA & CALZADILLA b. 1974 & b. 1971

Forecast, 2010

colour coupler print, mounted on aluminium 70 × 105 cm ( $27\frac{1}{2} \times 41\frac{3}{8}$  in) This work is an artist's proof number one from an overall edition of five plus two artist's proofs and is accompanied by a certificate of authenticity signed by the artists.

Estimate £8,000-12,000 \$12,900-19,300 €9,700-14,600

#### PROVENANCE

Galerie Chantal Crousel, Paris Acquired from the above by the present owner



**MIKE KELLEY** 1954-2012

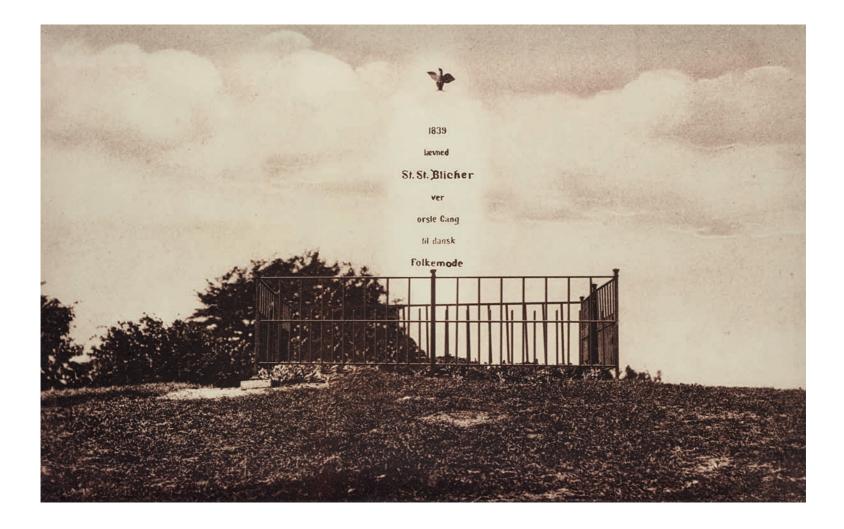
Pre and Post (diptych), 1999–2000

lightjet photographic print: Fuji crystal archive type C each:  $184 \times 122$  cm ( $72\frac{1}{2} \times 48$  in)

This work is from an edition of four plus two artist's proofs and two printer's proofs and is published by Muse X Editions.

Estimate £20,000-30,000 \$32,200-48,300 €24,300-36,500 ‡

**PROVENANCE** Private Collection, USA





### CHRISTOPHER WILLIAMS b. 1956

Two works: (i) Tokuyo Yamada, Hair Designer, Shinbiyo Shuppan Co., Ltd, Minami-Aoyama, Tokyo, April 14 (A); (ii) Tokuyo Yamada, Hair Designer, Shinbiyo Shuppan Co., Ltd, Minami-Aoyama, Tokyo, April 14 (B), 1997

dye transfer print

each image: 34.5 × 53 cm (13½ × 20½ in)

(i) Signed, titled, dated and numbered 'Tokuyo Yamada. (A) 1997 1/2 AP
C. Williams' on the reverse; (ii) signed, titled, dated and numbered 'Tokuyo
Yamada. (B) 1997 1/2 AP C. Williams' on the reverse. Each work is an artist's proof

number one from an overall edition of five plus two artist's proofs and is printed by Patrick Painter Editions.

Estimate £20,000-30,000 \$32,200-48,300 €24,300-36,500 ‡

**PROVENANCE** Private Collection, USA



189

# 188

### JENNY SAVILLE & GLEN LUCHFORD b. 1970 and b. 1968

Closed Contact #14, 1995-96

cibachrome print

182.5 × 181.5 × 17.5 cm (71<sup>7</sup>/<sub>8</sub> × 71<sup>1</sup>/<sub>2</sub> × 6<sup>7</sup>/<sub>8</sub> in)

Signed, titled and numbered 'Saville Glen Closed Contact #14 ed 2/6' on the Plexiglas plate affixed to the support. This work is number two from an edition of six.

Estimate £12,000-18,000 \$19,300-29,000 €14,600-21,900 ♠

#### PROVENANCE

Gagosian Gallery, New York Private Collection Phillips de Pury & Company, New York, 'Contemporary Art Part II, 11 November 2005, lot 203 Private Collection, Germany

#### EXHIBITED

New York, Pace McGill Gallery, *Jenny Saville/Glen Luchford*: A Collaboration, 1996

Beverly Hills, Gagosian Gallery, *Closed Contact*, 12 January–9 February 2002 (another example exhibited)

#### LITERATURE

Closed Contact, exh. cat., Beverly Hills: Gagosian Gallery, 2002 (illustrated)

### 189

### VANESSA BEECROFT b. 1969

Top 20: Site Santa Fe, New Mexico, 1997–2000 colour coupler print 64 × 81 cm (25¼ × 31% in) This work is number three from an edition of six.

Estimate £5,000-7,000 \$8,100-11,300 €6,100-8,500 ♠ ‡

**PROVENANCE** Deitch Projects, New York Private Collection, Europe

#### EXHIBITED

Santa Fe, Echoes of Art in an Age of Endless Conclusions, Il Biennial, 1997



### **190 VALIE EXPORT** b. 1940

Action Pants: Genital Panic, 1969/2001 silver gelatin print  $160.8 \times 119.5 \text{ cm} (63\frac{1}{4} \times 47 \text{ in})$ This work is number three from an edition of 20 and printed by Patrick Painter Editions.

Estimate £20,000-30,000 \$32,200-48,300 €24,300-36,500 ♠ ‡

**PROVENANCE** Vargas Organisation, London Private Collection, USA



### 191 DAVID NOONAN b. 1969

Untitled, 2008 silkscreen on linen collage in artist's frame  $150 \times 107 \text{ cm} (59 \times 42\% \text{ in})$ Signed 'David Noonan' on the reverse. This work is unique.

Estimate £10,000-15,000 \$16,100-24,200 €12,200-18,200

**PROVENANCE** Raucci Santamaria Gallery, Naples Acquired from the above by the present owner

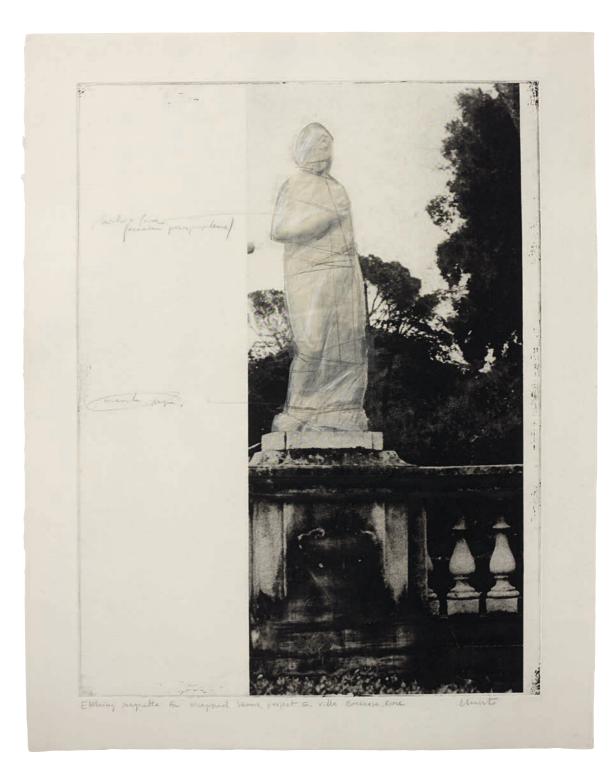


### 192 JUAN MUÑOZ 1953-2001

Untitled, 1993 terracotta  $24 \times 12 \times 11 \text{ cm} (9\frac{1}{2} \times 4\frac{3}{4} \times 4\frac{3}{8} \text{ in})$ Signed and dated 'Munoz 93' on the base.

Estimate £10,000-15,000 \$16,100-24,200 €12,200-18,200 ♠

**PROVENANCE** Acquired directly from the artist Private Collection, London



### **CHRISTO** b. 1935

### Etching Maquette for Wrapped Venus, project for Villa Borghese, Rome, 1974

etching, ebony pencil, transparent tape, white Prismacolour pencil, collage element in cut Japanese paper on handmade paper 71 5 × 56 em (2010 × 20 in)

71.5 × 56 cm (28½ × 22 in)

Signed 'Christo' lower right, titled 'Etching Maquette for Wrapped Venus, project for Villa Borghese, Rome' lower left. This work is accompanied by a certificate of authenticity issued by Landfall Press, Inc.

Estimate £30,000-40,000 \$48,300-64,400 €36,500-48,600 ‡

**PROVENANCE** Acquired directly from the artist



### **194 THOMAS SCHÜTTE** b. 1954

 $\label{eq:christene, 1991} \begin{array}{l} \mbox{watercolour and ink on Ingres paper} \\ \mbox{39.5}\times29.8\ \mbox{cm}\,(15\%\times11\%\ \mbox{in}) \\ \mbox{Monogrammed, titled and dated 'Christene TS Sept 1991' lower right.} \end{array}$ 

Estimate £12,000-18,000 \$19,300-29,000 €14,600-21,900 ♠

### PROVENANCE

Private Collection, Germany Philips de Pury & Luxembourg, New York, 'Contemporary Art Part II', 13 November 2001, lot 250 Private Collection, Europe

KIKI SMITH b. 1954

Woman with Bear, 2003

porcelain 22.5 × 14 × 18 cm (8% × 5½ × 7½ in) This work is number five from an edition of 13.

Estimate £6,000-8,000 \$9,700-12,900 €7,300-9,700 Ω

**PROVENANCE** Galerie Lelong, Paris Private Collection, Europe





**DAN GRAHAM** b. 1942 *Swimming Pool/Fish Pond*, 1997 wood, metal, glass 32 × 106.7 × 106.7 cm (19½ × 49 × 49 in) This work is from an edition of three.

Estimate £12,000-18,000 \$19,300-29,000 €14,600-21,900 ‡

**PROVENANCE** Private Collection, USA



### **197 ANSELM REYLE** b. 1970

Black Earth, 2006 mixed media on canvas in metal frame 237  $\times$  202 cm (93<sup>1</sup>/<sub>4</sub>  $\times$  79<sup>1</sup>/<sub>2</sub> in)

Estimate £40,000-60,000 \$64,400-96,700 €48,600-72,900 ♠

**PROVENANCE** Private Collection, Europe

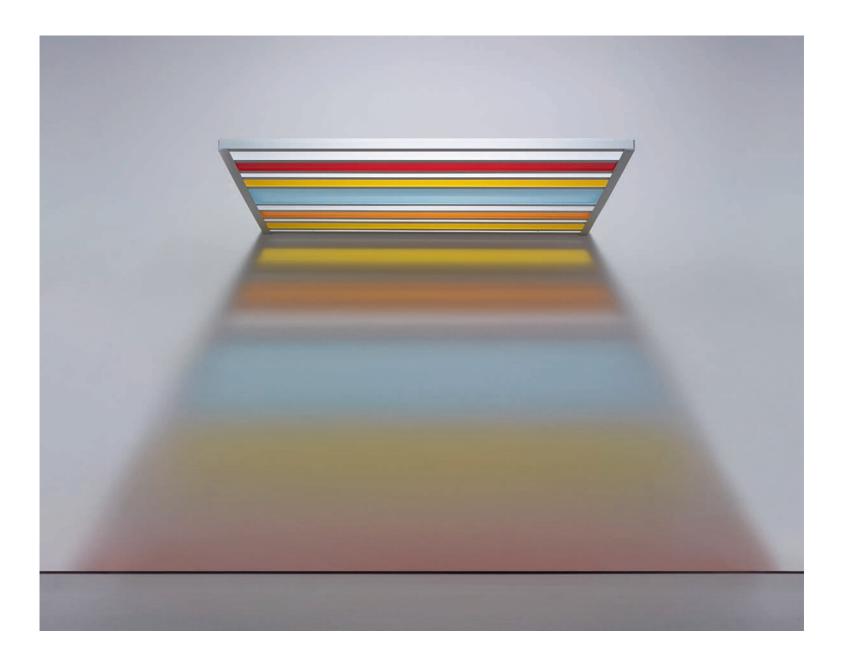


### 198 JIM LAMBIE b. 1964

Blacktronic, 2005 Jeans, duct tape, aluminium tape on wooden blocks, leather belt, high heel, acrylic paint  $132 \times 43 \times 25$  cm ( $51\% \times 16\% \times 9\%$  in) This work is accompanied by a certificate of authenticity signed by the artist.

Estimate £15,000-20,000 \$24,200-32,200 €18,200-24,300 ♠

**PROVENANCE** Sadie Coles HQ, London Private Collection, Europe



### 199 LIAM GILLICK b. 1964

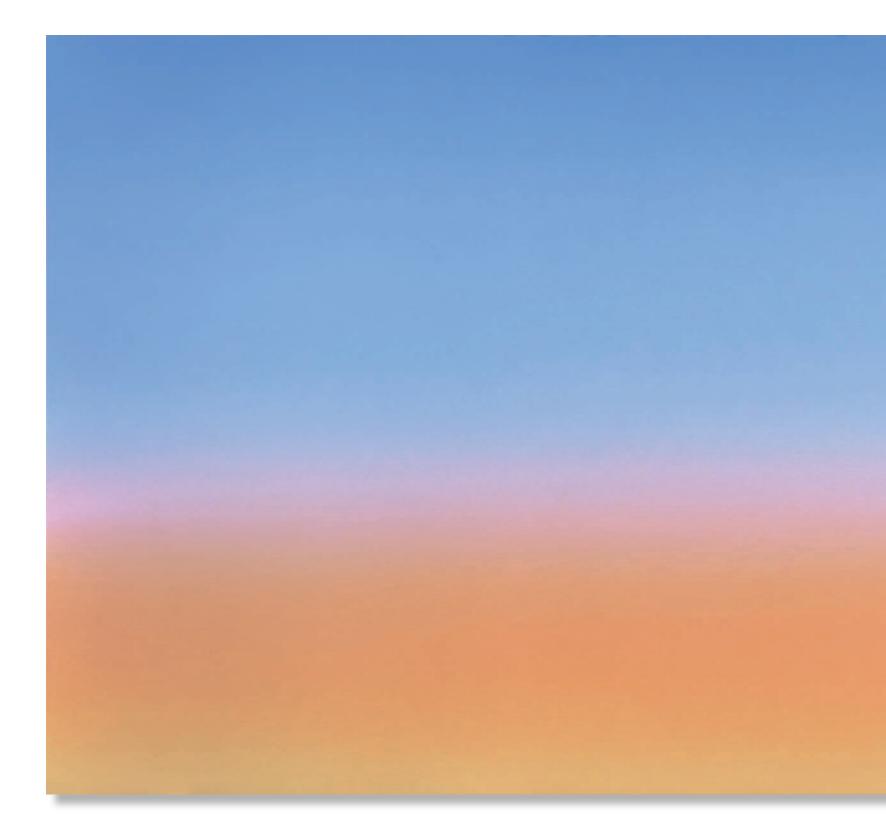
Resolution Platform, 2001

anodised aluminium, transparent Plexiglas  $200 \times 200 \times 5 \text{ cm} (78\% \times 78\% \times 1\% \text{ in})$ Incised 'Resolution Platform Liam Gillick 2001' in the aluminium. This work is unique.

Estimate £15,000-20,000 \$24,200-32,200 €18,200-24,300 ♠

**PROVENANCE** Corvi-Mora, London Acquired from the above by the present owner

EXHIBITED London, Whitechapel Art Gallery, *Liam Gillick: The Wood Way*, 3 May–23 June 2002



ANSELM REYLE b. 1970

29 Palms, 2006 acrylic on canvas 283 × 625 cm (111¾ × 246¼ in)

Estimate £60,000-80,000 \$96,700-129,000 €72,900-97,300 ♠

**PROVENANCE** Private Collection





### IMIKNOEBEL b. 1940

Two works: Kinderstern, 2003 acrylic on wood each:  $40 \times 43 \times 9$  cm ( $1534 \times 16\% \times 3\frac{1}{2}$  in) Each initialled and dated 'I K 2003' on the reverse.

Estimate £30,000-40,000 \$48,300-64,400 €36,500-48,600 ♠

### PROVENANCE

Galerie Guy Ledune, Brussels Acquired from the above by the present owner





### JASON MARTIN b. 1970

 $\label{eq:Villain, 1997} Villain, 1997$  acrylic gel on polished copper 120  $\times$  120 cm (47¼  $\times$  47¼ in) Signed, titled and dated 'Jason martin 1997 Villain' on the reverse.

Estimate £20,000-30,000 \$32,200-48,300 €24,300-36,500 ♠ ‡

**PROVENANCE** Private Collection

### ANSELM REYLE b. 1970

#### Harmony, 2007

bronze, chrome optics, plinth with macassar wood veneer  $170 \times 170 \times 75$  cm ( $66\% \times 66\% \times 29\%$  in), plinth:  $54 \times 160 \times 78$  cm ( $21\% \times 62\% \times 30\%$  in) This work is from a series of eight plus two artist's proofs, each unique in colour.

Estimate £50,000-70,000 \$80,600-113,000 €60,800-85,100 ♠ ‡

#### PROVENANCE

Galerie Almine Rech, Paris Thomas Amman Fine Art AG, Zurich Private Collection, Switzerland

#### EXHIBITED

Paris, Galerie Almine Rech, The Construction of Harmony, 13 January-28 February 2007

#### LITERATURE

G. Frei, *Abstract Vision*, Zurich: Thomas Ammann Fine Art AG, 2008, no. 21 (illustrated in colour)



### JEPPE HEIN b. 1974

*Mirror Wall*, 2010 mirror foil, wooden frame substructure, vibration system  $200 \times 356.5 \times 4 \text{ cm} (78\% \times 140\% \times 1\% \text{ in})$ 

Estimate £35,000-45,000 \$56,400-72,500 €42,500-54,700 ♠ †

#### PROVENANCE

Galleri Nicolai Wallner, Copenhagen Acquired from the above by the present owner in 2010

#### EXHIBITED

London, Saatchi Gallery, *Gesamtkunstwerk: New Art from Germany*, 18 November-15 April 2012

### LITERATURE

Gesamtkunstwerk: New Art from Germany, London: Saatchi Gallery, 2011, p. 66



KATJA STRUNZ b. 1970

Memory Wall (7), 2007 steel sheet (in 11 parts) dimensions variable

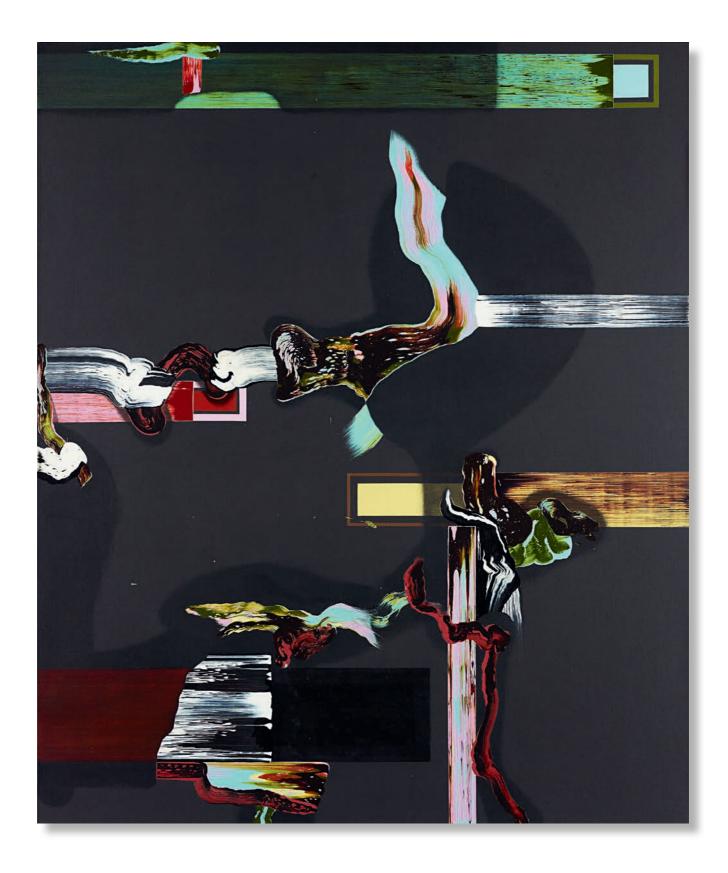
Estimate £10,000-15,000 \$16,100-24,200 €12,200-18,200 ♠ †

**PROVENANCE** The Modern Institute, Glasgow Acquired by the present owner from the above









### FIONA RAE b. 1963

Predator, 1998 oil and acrylic on canvas 152.5 × 127.2 cm (60 × 501/s in) Signed, titled and dated 'Fiona Rae Predator 1998' on the overlap.

Estimate £30,000-50,000 \$48,300-80,600 €36,500-60,800 ♠ ‡

**PROVENANCE** Private Collection



### JIN MEYERSON b. 1972

Untitled (14b), 2005 oil on canvas 171 × 277 cm (67¾ × 109 in)

Estimate £10,000-15,000 \$16,100-24,200 €12,200-18,200 †

**PROVENANCE** Zach Feuer Gallery, New York Acquired from the above by the present owner in 2004



### VITALIY & ELENA VASILIEVA b. 1966 and b. 1975

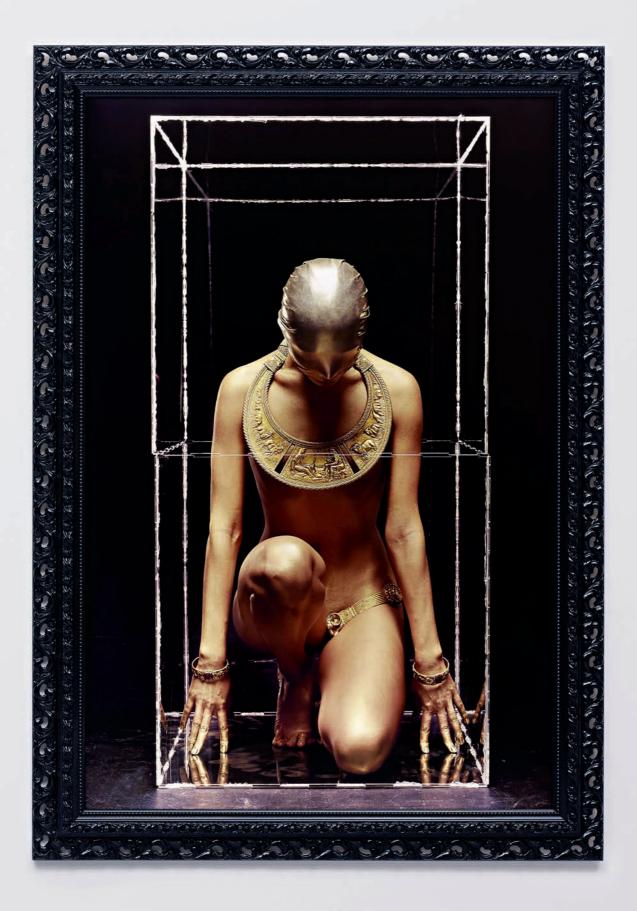
#### Two works: Neo, 2012

two C-print Duratrans, aluminium profile debex on acrylic panel each:  $150 \times 100$  cm ( $59 \times 39\%$  in)

These works are number two from an edition of five and are accompanied by certificates of authenticity signed by the artists.

Estimate £20,000-25,000 \$32,200-40,300 €24,300-30,400 ‡

**PROVENANCE** Acquired directly from the artist





### 209 DAVID LaCHAPELLE b. 1963

Amanda as Andy Warhol's Marilyn (blue), 2007

colour coupler print 134 × 126 cm ( $52\frac{34}{4} \times 49\frac{5}{6}$  in) Signed 'David LaChapelle' on a studio label affixed to the reverse. This work is number one from an edition of three plus three artist's proofs.

Estimate £15,000-20,000 \$24,200-32,200 €18,200-24,300

**PROVENANCE** Acquired directly from the artist



### 210 DAVID LaCHAPELLE b. 1963

Pamela Anderson as Saint, 1998

colour coupler print 151.5 × 110.5 cm (59% × 43½ in) Signed 'David LaChapelle' on a studio label affixed to the reverse. This work is number three from an edition of three plus three artist's proofs.

Estimate £15,000-20,000 \$24,200-32,200 €18,200-24,300

**PROVENANCE** Acquired directly from the artist

#### LITERATURE

Dominique Godrèche, 'David LaChapelle entre au Musée: Le Deluge', *Photo (Paris)*, no. 443, October 2007, pp. 1–11 (illustrated) *Art 38 Basel*, New York: Tony Shafrazi Gallery, 2007, p. 98 (illustrated)



### 211 wim delvoye b. 1965

Pipe 2, 2000Cibachrome print, mounted on aluminium $100 \times 125 \text{ cm} (39\% \times 49\% \text{ in})$ Signed 'Wim Delvoye' on a certificate affixed to the reverse. This work isnumber six from an edition of six.

Estimate £10,000-15,000 \$16,100-24,200 €12,200-18,200 ♠

**PROVENANCE** Private Collection

### 212 WIM DELVOYE b. 1965

4 Shovels, 1991 wood and enamelled metal (in four parts) dimensions variable, height: 166 cm (65% in) One signed and dated 'WDelvoye 1991', each titled 'Inst. of 4 shovels' on the reverse.

Estimate £40,000-60,000 \$64,400-96,700 €48,600-72,900 ♠

#### PROVENANCE

Galleria No Code, Bologna Private Collection, Bologna Private Collection, Italy

# 213 DANIEL BUREN b. 1938

Die Farbe Gesetzt/ersetzt B2 Gelb, 1992 painted aluminium, vinyl on Plexiglas 206 × 178.5 cm (81½ × 70¼ in)

Estimate £30,000-40,000 \$48,300-64,400 €36,500-48,600 ♠

#### PROVENANCE

Nikolaus Sonne, Berlin Xavier Hufkens, Brussels Acquired from the above by the present owner



#### REBECCA HORN b. 1944

Painting Ilias, 1989 steel, electric motors, brush, metal rods, book, paint dimensions variable Signed, titled and dated 'Painting Ilias April 1989 R Horn' on the inside of the book.

Estimate £40,000-60,000 \$64,400-96,700 €48,600-72,900 ♠ ‡

**PROVENANCE** Marian Goodman Gallery, New York Private Collection, USA

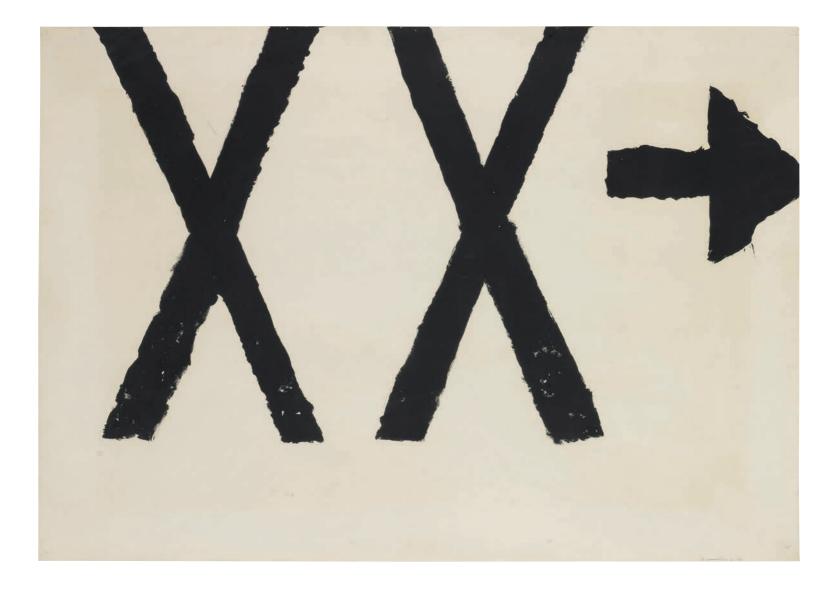


### 215 MIMMO PALADINO b. 1948

Untitled, 1989 oil on wood mounted in metal structure  $149 \times 61.5$  cm ( $58\% \times 24\%$  in)

Estimate £25,000-35,000 \$40,300-56,400 €30,400-42,500 ♠ ‡

**PROVENANCE** Studio d'arte Cannaviello, Milan Sotheby's, London, 'Contemporary Day Sale', 2 July 2008, lot 249 Acquired from the above sale by the present owner



### 216 JANNIS KOUNELLIS b. 1936

Untitled, 1961 ink on paper  $70 \times 100 \text{ cm} (27\frac{1}{2} \times 39\frac{3}{8} \text{ in})$ Signed and dated 'Kounellis 61' lower right. This work is accompanied by a certificate of authenticity signed by the artist.

Estimate £35,000-45,000 \$56,400-72,500 €42,500-54,700 ♠

**PROVENANCE** Saman Gallery, Genoa Phillips de Pury & Company, London, 'Contemporary Art Day Sale', 13 October 2011, lot 158 Acquired from the above sale by the present owner

### 217 CARLA ACCARDI b. 1924

Untitled, 1999 acrylic on canvas  $160 \times 221 \text{ cm} (62\% \times 87 \text{ in})$ Signed, titled and dated 'Carla Accardi "Senza Titulo" 1999' on the wooden stretcher; further signed 'Accardi' on the overlap.

Estimate £75,000-115,000 \$121,000-185,300 €91,200-140,000 ♠

**PROVENANCE** Galerie Meert Rihoux, Brussels Acquired from the above by the present owner







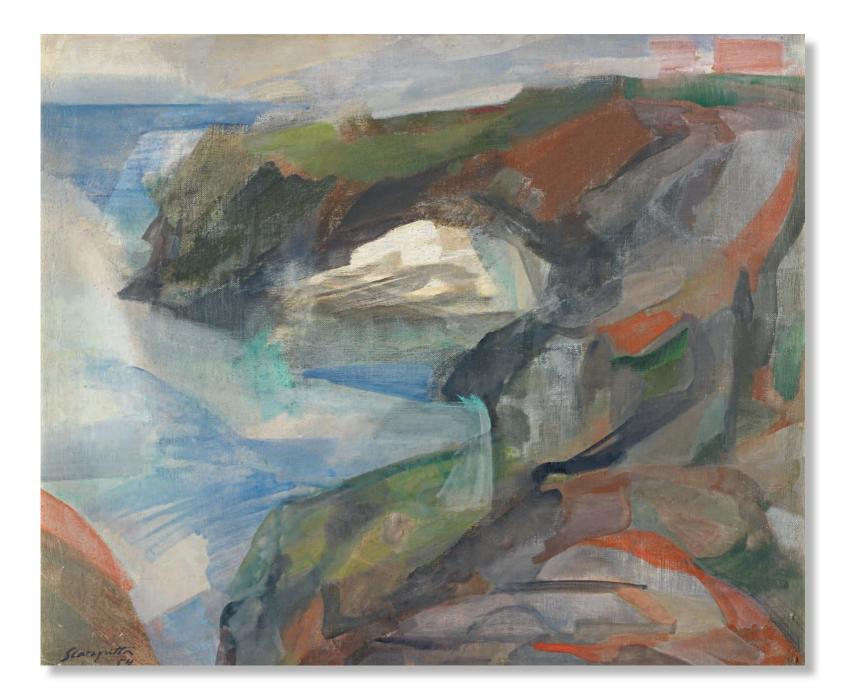
### 218 JOSE-MARIA CANO b. 1959

The Important Bidders, 2009 paraffin-wax, pigment and wax encaustic on canvas  $120 \times 180 \text{ cm} (47\% \times 70\% \text{ in})$ Signed, titled and dated 'José-Maria Cano 2009' on the reverse.

Estimate £40,000-60,000 \$64,400-96,700 €48,600-72,900 ♠ ‡

**PROVENANCE** Riflemaker Ltd., London Private Collection, Europe

**EXHIBITED** London, Sotheby's Frieze Week Special Exhibition, *José-Maria Cano – New Bond Street, London, June 2009*, October 2009



### 219 SALVATORE SCARPITTA 1919-2007

Baya di Pizzaco, 1954 oil on canvas  $63.2 \times 76.2 \text{ cm} (24\% \times 30 \text{ in})$ Signed and dated 'Scarpitta 54' lower left.

Estimate £30,000-40,000 \$48,300-64,400 €36,500-48,600

**PROVENANCE** Galleria La Tartaruga, Rome Private Collection of Contessa Anna Laetitia Pecci Blunt Private Collection



**A.R. PENCK** b. 1939 Untitled, circa 1990

acrylic on canvas 100 × 80 cm (39¾ × 31½ in) Signed 'ar. penck' lower right.

Estimate £15,000-20,000 \$24,200-32,200 €18,200-24,300 ♠ ‡

**PROVENANCE** From the artist to Private Collection, Germany Private Collection, Switzerland



221 KAREL APPEL 1921-2006 Untitled, 1974

oil on canvas  $33.3 \times 41.4 \text{ cm} (13\% \times 16\% \text{ in})$ Signed 'appel' lower centre.

Estimate £12,000-18,000 \$19,300-29,000 €14,600-21,900 ◆ ‡

**PROVENANCE** Guy Pieters Gallery, Saint Paul de Vence Private Collection, Switzerland

#### **A. R. PENCK** b. 1939 *TX*, 1995

hand flexed and welded steel 165 × 117 cm (64% × 461/s in) Signed and numbered 'ar penck 7/7' lower right. This work is number seven from an edition of seven and is accompanied by an incised metal plate signed by the artist

Estimate £25,000-35,000 \$40,300-56,400 €30,400-42,500 ♠

**PROVENANCE** Galerie Rackey, Bonn Private Collection, Europe

**LITERATURE** *A. R. Penck: Stahlskulpturen, Gemälde*, exh. cat., Galerie Rackey, Bonn, p. 3 (illustrated) 

223 A. R. PENCK b. 1939

Socrates, 1995 oil on canvas 140 × 100 cm (55½ × 39¾ in) Signed 'Ar. Penck' lower right.

Estimate £20,000-30,000 \$32,200-48,300 €24,300-36,500 ♠

**PROVENANCE** Galerie Rackey, Bonn Private Collection, Europe



### 224 RAYMOND HAINS 1926-2005

 $\label{eq:particular} \begin{array}{l} \mbox{Palissade, 1961} \\ \mbox{Iacerated posters on galvanised steel} \\ \mbox{49.5 \times 49.5 cm (19\% \times 19\% in)} \\ \mbox{Signed and dated 'R. Hains 1961' lower right; further signed and dated} \\ \mbox{'Raymond Hains 1961' on the reverse.} \end{array}$ 

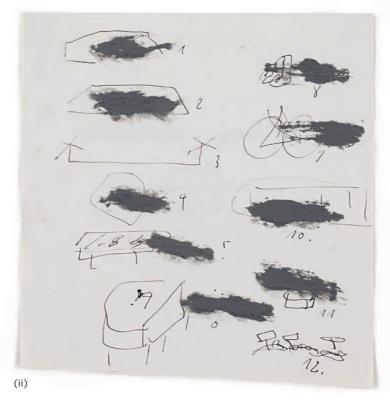
Estimate £10,000-15,000 \$16,100-24,200 €12,200-18,200 ♠

#### PROVENANCE

Galerie Beaubourg, Paris Phillips de Pury & Company, London, 'Contemporary Art Day Sale', 17 October 2009, lot 182 Acquired from the above sale by the present owner

Halbwelt 72. "Wir fordern Obst und Gemüse, schö fleckenlos, plus kann nur erreicht werden durch Pflanzenschutzmittel - eine unweltfreund uneirig sind; die Braachen dieser Uneinigkeit verstehen wollen; von diesen gegenseitigen Vorständnis zwar kein Em ets aufs nue Löäugen des produktiven Denkens erhe nden vorständnis zwar sein erhoffen n des produktivon penkens erhoffen tives penken, prankfurt a.M. 1957, S.145 -159)-Streito Max Wertheimer: Pr Arbeitskreis Lebensschutz Gewaltfreie Aktion im Unw 74 Tübingen, Keplerstr, 2 Unweltschutz e.V. en, Postfach bessor 40 only more Rowrockai

(i)



### 225 JOSEPH BEUYS 1921-1986

Two works: (i) besser heute aktiv; (ii) ohne Titel, 1972 (i) handwritten text and ink on paper; (ii) clay and ink on paper (i)  $14.7 \times 21 \text{ cm} (534 \times 814 \text{ in})$ ; (ii)  $22.4 \times 20.9 \text{ cm} (876 \times 814 \text{ in})$ (i) Initialled 'J.B.' upper left; this work is from a planned edition of 100 of which only 75 were produced; published by Edition Staeck, Heidelberg; (ii) signed 'Beuys' on the reverse. Each work is accompanied by a certificate of authentication by Heiner Bastian.

Estimate £20,000-30,000 \$32,200-48,300 €24,300-36,500 ♠

#### PROVENANCE

Galleria Lucio Amelio, Naples Acquired from the above by the present owner

#### LITERATURE

G. Celant, *Beuys. Tracce in Italia*, Naples, 1978, p. 204 (*ohne Titel* illustrated) J. Shellmann, *Joseph Beuys. Die Multiples* 1965–1986, Munich, New York 1992, p. 92 (*besser heute aktiv* illustrated)



### 226 ANDY WARHOL 1928-1987

Watches, Clocks and Mirror, circa 1954 watercolour and ink on paper  $54.5 \times 43$  cm ( $21\frac{1}{2} \times 17$  in) Stamped by the Andy Warhol Art Authentication Board Inc. and numbered '71682' on the reverse.

Estimate £15,000-25,000 \$24,200-32,200 €18,200-24,300

#### **PROVENANCE** Hauswedell & Nolte, 'Kunst nach 1945', 8 June 2001, lot 856 Thomas Dane, London Galerie Michael Haas, Berlin Private Collection, Germany



### 227 ANDY WARHOL 1928-1987

#### Beauty is shoe, shoe beauty, circa 1955

offset lithograph and watercolour on paper 24.8 × 34.9 cm ( $934 \times 1334$  in) This work is from the portfolio *A la Recherche du Shoe Perdu* and is accompanied by a certificate of authenticity from the Andy Warhol Art Authentication Board, Inc. (No. A166.062).

Estimate £8,000-12,000 \$12,900-19,300 €9,700-14,600

**PROVENANCE** From the artist to Private Collection, USA Private Collection, USA Private Collection, Germany



### 228 NIKI DE SAINT PHALLE 1930-2002

Serpent et déesses, 1987 mirror glass, painted ceramic  $70 \times 100 \text{ cm} (27\frac{1}{2} \times 39\frac{3}{8} \text{ in})$ 

Estimate £15,000-20,000 \$24,200-32,200 €18,200-24,300 ♠ ‡

#### PROVENANCE

Gimpel Gallery, London Galerie Bonnier, Geneva Stockholms Auktionsverk, 'Modern Art & Works of Art', 3 May 2010, lot 148 Acquired from the above sale by the previous owner



#### MICHEL MAJERUS 1967-2002

Untitled, 1990 acrylic and crayon on linen  $223 \times 443$  cm ( $8734 \times 17436$  in) Signed and dated 'Michel Majerus 90' on the reverse.

Estimate £25,000-35,000 \$40,300-56,400 €30,400-42,500 ♠ +

**PROVENANCE** Private Collection, Cologne



**TAL R** b. 1967 23, 54, 2004 oil on canvas in painted artist's frame 83.5 × 83.5 × 6 cm (32% × 32% × 2% in) Signed, titled and dated '04 Tal R "23,45"' on the reverse.

Estimate £10,000-15,000 \$16,100-24,200 €12,200-18,200 ♠

**PROVENANCE** Contemporary Fine Art, Berlin Acquired from the above by the present owner



TAL Rb. 1967Over Bridge under Bridge, 2006oil on canvas250.5 × 250.5 cm (98% × 98% in)Signed, titled and dated 'Tal R 06 "OVER BRIDGE UNDER BRIDGE"' on thestretcher bar on the reverse; further titled (twice) 'OVER BRIDGE UNDERBRIDGE' on the reverse.

Estimate £25,000-35,000 \$40,300-56,400 €30,400-42,500 ♠

**PROVENANCE** Victoria Miro Gallery, London Acquired from the above by the present owner



### 232 DONALD BAECHLER b. 1956

Dollar Painting #2, 2004 acrylic and mixed media collage on canvas 101.6 × 101.6 cm (40 × 40 in) Initialled, titled and dated 'DB 04 DOLLAR PAINTING #2' on the reverse.

Estimate £12,000-18,000 \$19,300-29,000 €14,600-21,900 ‡

**PROVENANCE** Galleria Cardi & Co, Milan Private Collection, Switzerland





#### KATY MORAN b. 1975

Grandma lamp, 2003 oil on canvas 90.5 × 62 cm (35% × 24% in) Singed and dated 'Kate Moran 2003' on the reverse on the stretcher bar.

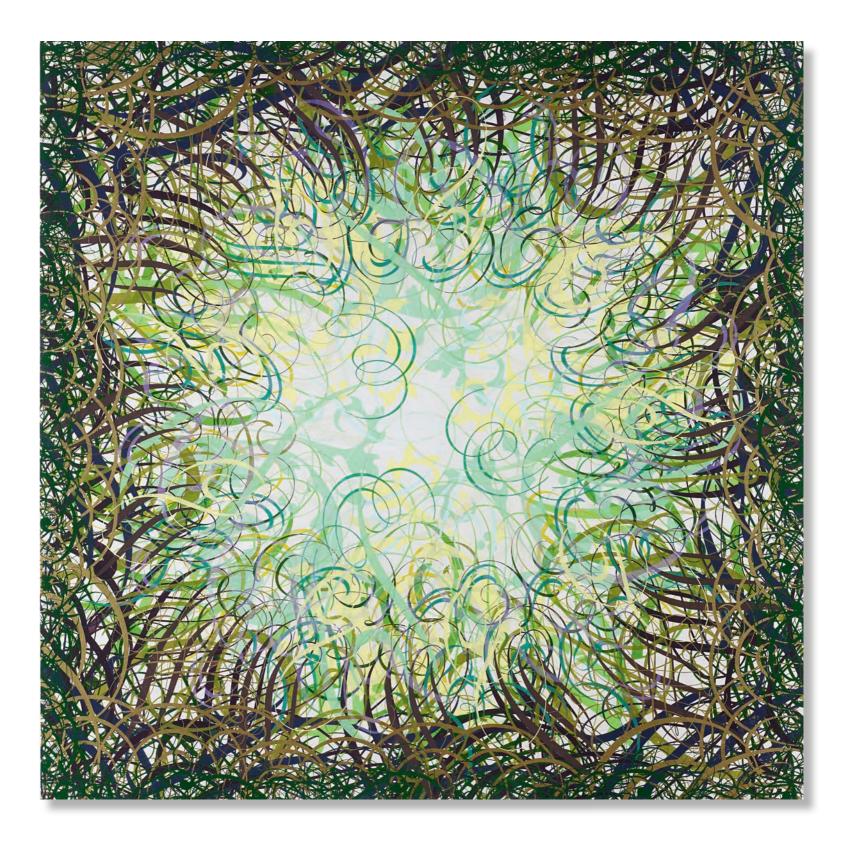
Estimate £15,000-20,000 \$24,200-32,200 €18,200-24,300 ♠

#### PROVENANCE

Switch-Art Ltd., London Acquired directly from the above by the present owner

#### EXHIBITED

New York, The Wooster Project, *New London Kicks, curated by Simon Rumley and Ed Burke*, 6-20 October 2005 London, ecArtspace, *Peculiar Encounters, curated by Sarah Dwyer and Laura Green*, 27 November-2 December 2005 San Marino, Museo di Stato, *Morpho Eugenia*, August-October 2005 London, Bloomberg Gallery, *Art Futures (Art Review magazine prize)*, 23-27 November 2005



### 234 RYAN McGINNESS b. 1972

Untitled, 2006 acrylic on canvas laid on panel 183 × 183 cm (72 × 72 in) Signed and dated 'Ryan McGinness 2006' on the overlap. This work is accompanied by a certificate of authenticity.

Estimate £25,000-35,000 \$40,300-56,400 €30,400-42,500

**PROVENANCE** Paolo Curti Gallery, Milan Private Collection, Belgium



#### 235 KENNY SCHARF b. 1958 Space Snake, 1987–88

acrylic and oil on canvas 81 × 101 cm (31% × 39¾ in) Signed, titled and dated 'Kenny Scharf 87–88 Space Snake' on the reverse.

Estimate £15,000-20,000 \$24,200-32,200 €18,200-24,300 ‡

PROVENANCE Martin Lawrence Galleries, USA Michael Kohn, Los Angeles Matsart Auctioneers and Appraisers, Israeli and International Art, 25 November 2007, lot 81 Acquired from the above sale by the present owner



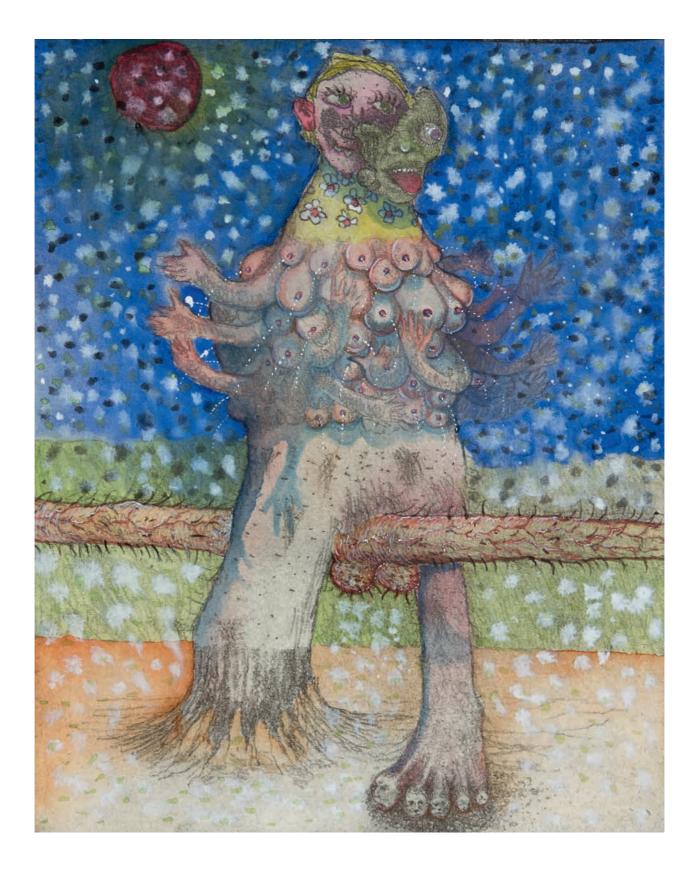
#### JAKE and DINOS CHAPMAN b. 1966 and b. 1962

Picasso Noma (from the Exquisite Corpse series), 2000

etching and watercolour on paper paper: 47  $\times$  38.1 cm (18½  $\times$  15 in); image: 22.5  $\times$  17.5 cm (8%  $\times$  6% in) Signed 'Jake and Dinos Chapman' on the reverse.

Estimate £4,000-6,000 \$6,400-9,700 €4,900-7,300 ♠ ‡

**PROVENANCE** White Cube, London Private Collection, Europe



#### JAKE and DINOS CHAPMAN b. 1966 and b. 1962

Milking Boobs (from the Exquisite Corpse series), 2000

etching and watercolour on paper paper: 47 × 38.1 cm ( $18\frac{1}{2}$  × 15 in); image: 22.5 × 17.5 cm ( $8\frac{1}{8}$  ×  $6\frac{1}{8}$  in) Signed 'Jake and Dinos Chapman' on the reverse.

Estimate £4,000-6,000 \$6,400-9,700 €4,900-7,300 ♠ ‡

**PROVENANCE** White Cube, London Private Collection, Europe



#### BENTURNBULL b. 1974

All The Pez's Men (Nixon), 2007 painted plastic  $92.5 \times 29 \times 25$  cm ( $36\% \times 11\% \times 9\%$  in) This work is accompanied by a certificate of authenticity.

Estimate £8,000-12,000 \$12,900-19,300 €9,700-14,600 ♠ ‡

PROVENANCE Lazarides Limited, London Private Collection, Europe





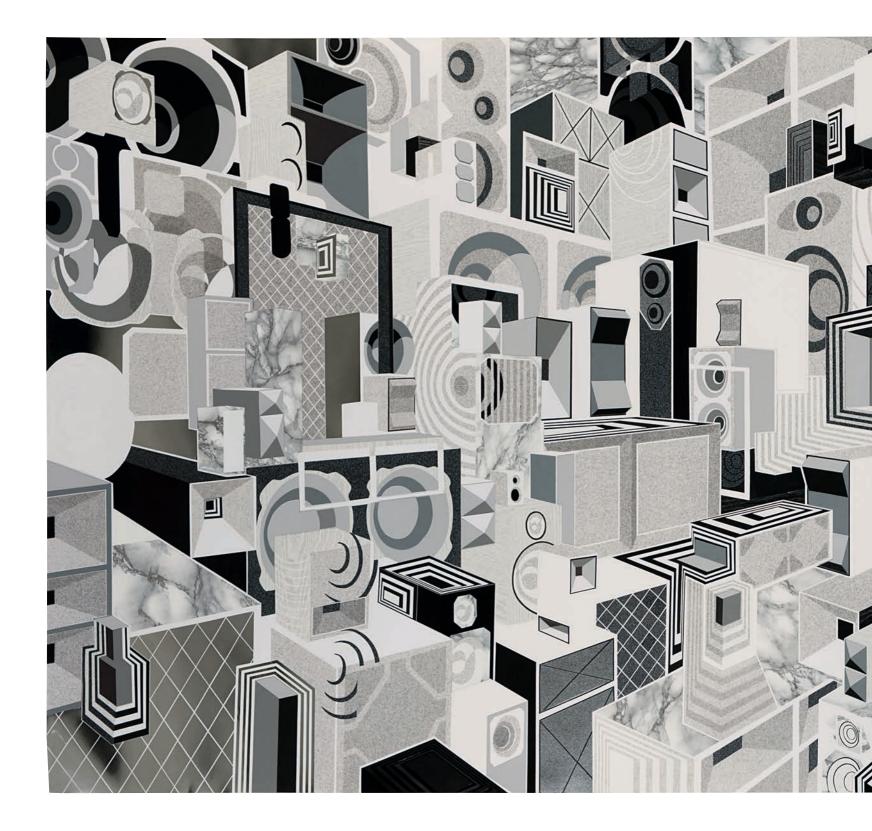


### 239 MIRANDA DONOVAN b. 1979

Back Water Beauty, 2008 oil and mixed media on board 39.5 × 28.5 cm (15½ × 11¼ in) Signed and dated "BLACK WATER BEAUTY" MIRANDA DONOVAN' on the reverse.

PROVENANCE Private Collection, Europe



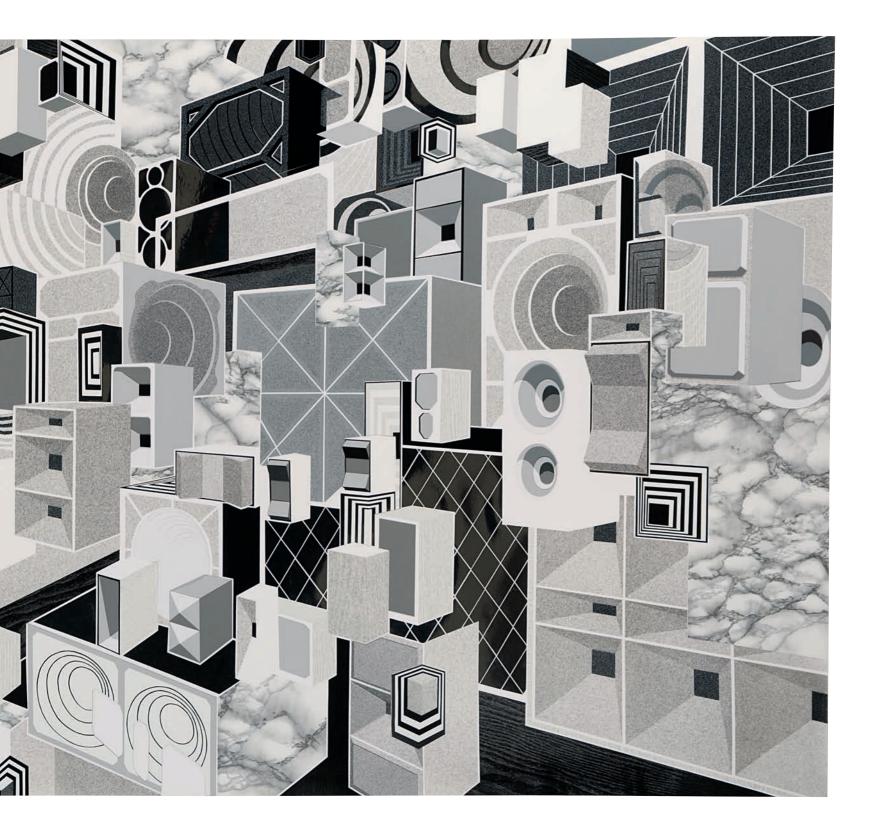


### 240 IAN MONROE b. 1972

Core, 2004 paper and adhesive vinyl on paper 109  $\times$  238 cm (42%  $\times$  93% in) Sgned, titled and dated 'lan Monroe 2004 "CORE"' on the reverse.

Estimate £10,000-15,000 \$16,100-24,200 €12,200-18,200 ‡

**PROVENANCE** MW Projects, London Private Collection, London



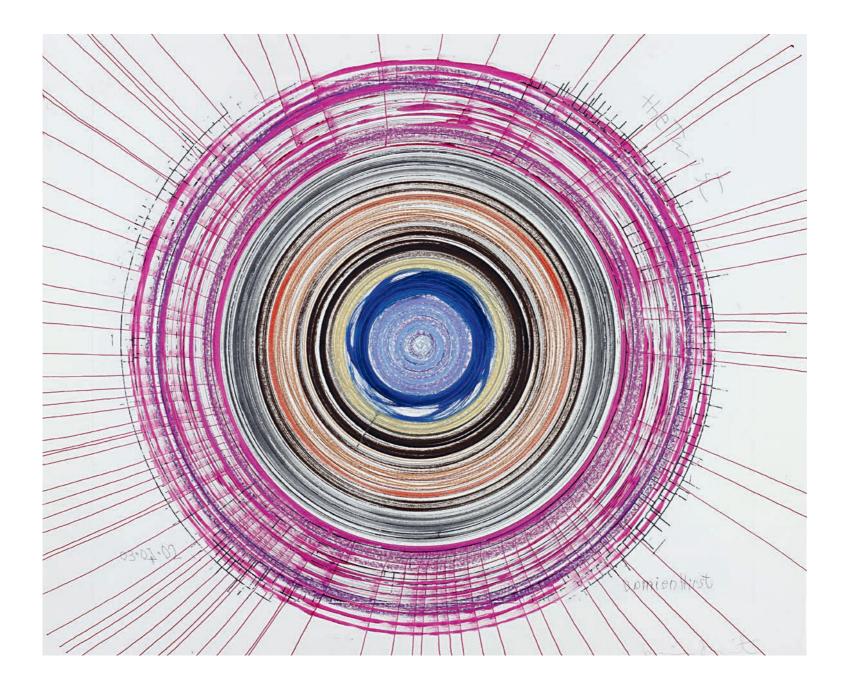


DAMIEN HIRST b. 1965

Four works: The Souls I–IV, 2010 four foil block prints in colour on Arches 88 Archival paper each:  $72.5 \times 51$  cm ( $28\frac{1}{2} \times 20\frac{1}{8}$  in) Each signed 'Damien Hirst' lower right and numbered '11/15' lower left. This work is number 11 from an edition of 15.

Estimate £14,000-18,000 \$22,600-29,000 €17,000-21,900 ♠ †

**PROVENANCE** Private Collection, Munich



# 242 DAMIEN HIRST b. 1965

*The Twist*, 2002 mixed media on wovepaper 91 × 111 cm (35% × 43¾ in) Signed twice 'Damien Hirst' lower right; titled 'the twist' upper right; dated '03.04.02' lower left. This work is registered in the Damien Hirst Archive under number DHS 6922.

Estimate £25,000-35,000 \$40,300-56,400 €30,400-42,500 ♠ †

**PROVENANCE** Private Collection, London



WE LOOK AT EACH OTHER WITHOUT SEEING, WE LISTEN TO EACH OTHER AND HEAR ONLY A VOICE INSIDE OURSELVES.

#### MUNTEAN/ROSENBLUM b. 1962 & 1962

Untitled (We look at each other...), 2002 acrylic on canvas 200 × 250 cm (78¾ × 98¾ in) Signed and dated 'MUN/ROS 02' on the reverse.

Estimate £12,000-18,000 \$19,300-29,000 €14,600-21,900 ♠

#### PROVENANCE

Maureen Paley Interim Arts, London Phillips de Pury & Company, London, 'Contemporary Art Day Sale', 17 October 2009, lot 157 Acquired from the above sale by the present owner

#### LITERATURE M. Holborn & F. Huber, eds., *The Triumph of Painting*, London, 2005, p. 164 (illustrated)

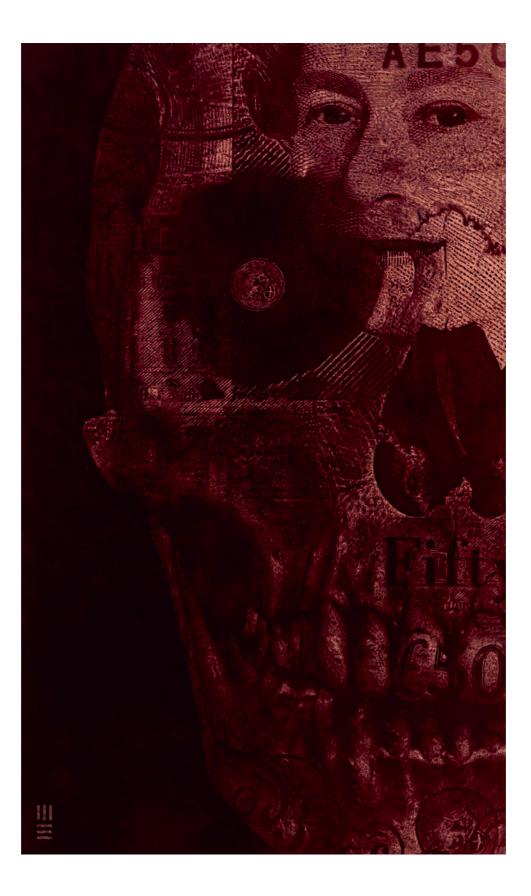


#### PHILIPPE PASQUA b. 1965

Nathalie, 2000 oil, wax crayon and photo collage on paper laid on canvas  $208.7 \times 252 \text{ cm} (82\% \times 99\% \text{ in})$ Signed, titled and dated 'Nathalie Pasqua Philippe 2000' on the reverse.

Estimate £15,000-20,000 \$24,200-32,200 €18,200-24,300 ♠

**PROVENANCE** Acquired directly from the artist by the present owner

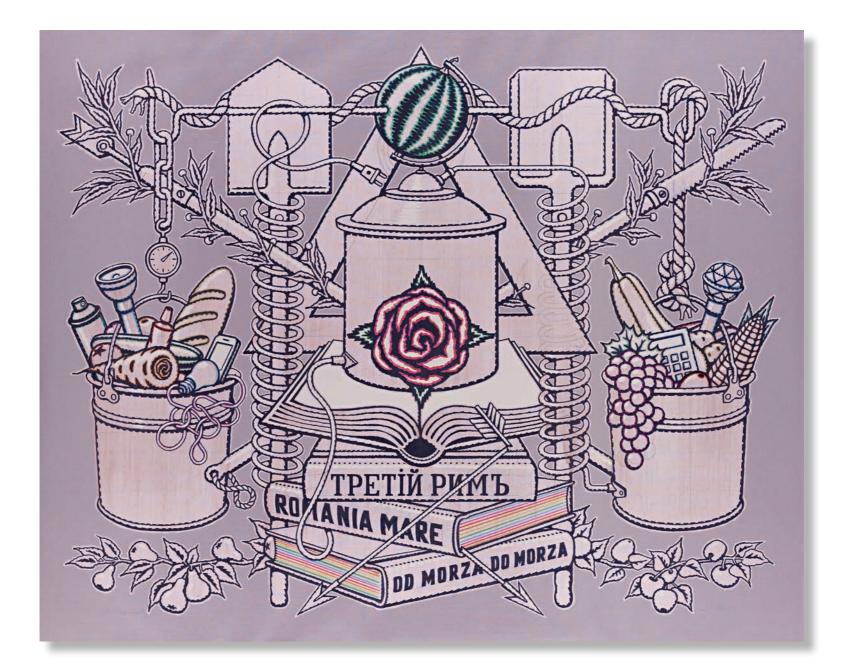


### MARK EVANS

Study for The Year of Jubilee, 2012 leather hand-etched by knife  $100 \times 60 \text{ cm} (39\% \times 23\% \text{ in})$ Stamped 'ME' lower right. This work is accompanied by a certificate of authenticity signed by the artist.

Estimate £20,000-30,000 \$32,200-48,300 €24,300-36,500 ♠

PROVENANCE HUS Gallery, London



# 246 мукоla матsenko b. 1960

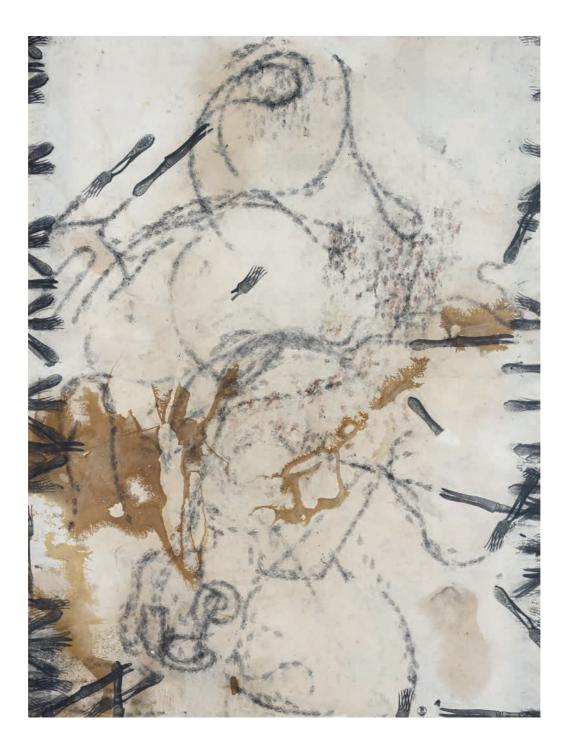
#### Power of Knowledge, 2012

mixed media on canvas 160 × 200 cm (62% × 78¾ in) Signed [in Cyrillic] 'M. Matsenko' lower left, dated '2012' lower right; further signed, titled and dated [in English and Cyrillic] 'Mykola Matsenko "Power of Knowledge" 2012' on the reverse.

Estimate £10,000-15,000 \$16,100-24,200 €12,200-18,200 \$

**PROVENANCE** Acquired directly from the artist

**EXHIBITED** Mystetskyi Arsenal, Kiyv, Ukraine, *First Ukrainian Biennale of Modern Art Arsenale* 2012, 17 May-31 June 2012



**PAVLO MAKOV** b. 1958 *Tablecloth VI (from the Tablecloths series)*, 2008–09 etching, pencil, acrylic on paper 160 × 120 cm (62% × 47¼ in) Stamped lower right.

Estimate £8,000-12,000 \$12,900-19,300 €9,700-14,600

**PROVENANCE** Acquired directly from the artist



#### **MAX VITYK** b. 1964

Sleep, 2007 acrylic and marker on canvas  $200 \times 200 \text{ cm} (78\% \times 78\% \text{ in})$ Signed 'M. Vityk' lower left; further signed, titled [in Cyrillic] and dated 'Vityk 07 Sleep' on the reverse.

Estimate £10,000-15,000 \$16,100-24,200 €12,200-18,200

#### PROVENANCE

Acquired directly from the artist

#### EXHIBITED

Kiev, Bottega Gallery, *Max Vityk*, 22 November–4 December 2008 Lviv, Ukraine, Lviv Palace of Art, *US Art Days in Ukraine*, 8–21 October 2010 Kiev, M17 Contemporary Art Center, *Max Vityk*, 15–18 May 2012

#### LITERATURE

Vityk, Kiev: Modern Art Research Institute, 2011, pp. 71-72

### TETSUYA YAMADA b. 1968

Three works: *Morice*, 2006–07 plywood and ceramic (i) 180 × 32.5 × 33 cm (70% × 12¾ × 12% in); (ii) 189.5 × 33 × 33 cm (74‰ × 12‰ × 12‰ in); (iii) 177 × 33 × 34 cm (69‰ × 12‰ × 13¾ in)

Estimate £20,000-30,000 \$32,200-48,300 €24,300-36,500 ‡

#### PROVENANCE

Francis M. Naumann Fine Art, New York Private Collection, Europe

#### EXHIBITED

New York, Francis M. Naumann Fine Art, Spring 2007







#### PAVEL TCHELITCHEW 1898-1957

Leaves Children from Hide & Seek, 1939 ink and watercolour on paper

47 × 31 cm (18½ × 12½ in) Signed and dated 'Pavel Tchelitchew 1939' lower left.

Estimate £10,000-15,000 \$16,100-24,200 €12,200-18,200 ‡

#### PROVENANCE

Collection Julien and Jean Levy Tajan, Paris, 'Hommage à Julien Levy', 5 October 2004, lot 43 Private Collection, Europe

#### EXHIBITED

Purchase, New York, Neuberger Museum New York, Richard Feigen Gallery Los Angeles, Zeitlen & ver Brugge Booksellers

# 251

#### DAVID NASH b. 1945

Red and Black: Egg and Space, 2004 pastel and charcoal on paper 81 × 57 cm (31% × 22% in) Signed and dated 'David Nash 2004' lower right; titled 'Red and Black: Egg and Space' lower centre.

Estimate £4,000-6,000 \$6,400-9,700 €4,900-7,300 ♠ ‡

**PROVENANCE** Galerie Lelong, Paris Private Collection, Europe

**EXHIBITED** Paris, Galerie Lelong, 7 October-13 November 2004





# 252 JAMES BROWN b. 1951

Two works: Interior Study (2); Interior Study (3), 1986

watercolour on paper each:  $79.5 \times 58.4$  cm ( $31\% \times 22\%$  in) Each initialled 'JB' lower right, and signed, titled and dated 'James Brown "Interior Study" 1986' on the reverse.

**Estimate** £5,000-7,000 \$8,100-11,300 €6,100-8,500 ‡

**PROVENANCE** Galerie Bruno Bischofberger, Zurich Private Collection, Europe

#### STEVEN GONTARSKI b. 1972

 Three Hypoxic, 1999–2000

 fabric, PVC, polyester wadding and wood

 180 × 67 × 37.3 cm (70% × 26% × 14% in)

**PROVENANCE** Private Collection, Europe



#### ALASTAIR MACKIE b. 1977

Matchstick Tree, 2004 matchsticks  $60 \times 20 \times 20$  cm ( $23\% \times 7\% \times 7\%$  in)

**PROVENANCE** MW Projects, London Private Collection, Europe

## 255 JAMES HOPKINS b. 1976

Reclining Figure, 2003 balsa wood 59 × 56 × 162.5 cm (23¼ × 22 × 63% in)

Estimate £12,000-18,000 \$19,300-29,000 €14,600-21,900 ♠ ‡

#### PROVENANCE

MW Projects, London Private Collection, Europe







## 256 **T.V. SANTHOSH** b. 1968

How far is the freedom?, 2006

oil on canvas 91.3  $\times$  122 cm (35%  $\times$  48 in) Signed (twice), titled and dated 'HOW FAR IS THE FREEDOM..?/T.V. SANTHOSH – 2006/TV Santhosh' on the reverse.

Estimate £25,000-35,000 \$40,300-56,400 €30,400-42,500

#### PROVENANCE

Christie's, Hong Kong, 'Asian Contemporary Art', 25 May 2008, lot 39 Acquired from the above sale by the previous owner Christie's, Hong Kong, 'Asian Contemporary Art Day Sale', 29 May 2011, lot 1311

Acquired from the above sale by the present owner



#### THUKRAL & TAGRA b. 1976 and b. 1978

Somnium Genero-Self, 2008 oil on metal diameter: 193 cm (79% in), depth: 30.5 cm (12 in)

Estimate £18,000-22,000 29,000-35,400 €21,900-26,700 ‡

#### PROVENANCE

Acquired directly from the artist Phillips de Pury & Company, London, 'BRIC', 24 April 2010, lot 158 Acquired from the above sale by the present owner



TOM WESSELMANN 1931-2004

Bedroom Face with Orange Wallpaper, 1987 19-colour screenprint on Archivart 100% rag board

118.5 × 133.5 cm (46<sup>5</sup>/<sub>8</sub> × 52<sup>1</sup>/<sub>2</sub> in)

Signed, dated and numbered 'Wesselmann 87 PP 1/3' lower right. This work is a printer's proof number one from the overall edition of 100 plus 12 artist's proofs and three printer's proofs, printed by Screened Images, and published by International Images.

Estimate £10,000-15,000 \$16,100-24,200 €12,200-18,200 †

**PROVENANCE** Private Collection, Munich



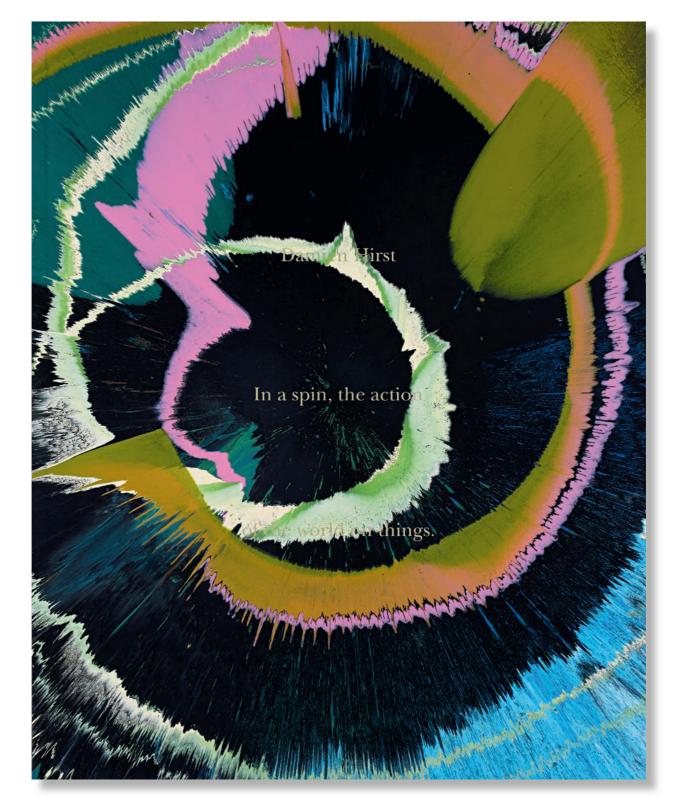
# 259 DAMIEN HIRST b. 1965

Unique Orange Butterfly, 2008

colour aquatint 120  $\times$  108 cm (47¼  $\times$  42½ in) Signed 'Damien Hirst' lower right, numbered 'UP' lower left and inscribed 'DHP11248' on the reverse. This work is unique and registered in the archive of Damien Hirst (DHS 11248).

Estimate £25,000-35,000 \$40,300-56,400 €30,400-42,500 ♠ †

**PROVENANCE** Private Collection, London



# 260 DAMIEN HIRST b. 1965

In a spin, the action of the world on things, 2002 household gloss enamel paint on fibreboard  $118 \times 96$  cm ( $46\frac{1}{2} \times 37\frac{3}{4}$  in)

Estimate £40,000-60,000 \$64,400-96,700 €48,600-72,900 ♠ †

**PROVENANCE** The Paragon Press, London Private Collection, London

Please note that this is the box cover of a folio set of etchings titled *In a spin, the action of the world on things*, edited by The Paragon Press, London 2002. The entire volume is recorded in the Damien Hirst archive.



#### MARCELLO LO GUIDICE b. 1955

Rouge/Red, 2012 oil pigments on canvas 100 × 100 cm (39¾ × 39¾ in) Signed, titled and dated 'Lo Guidice 2012 Rouge Red' on the reverse.

Estimate £10,000-15,000 \$16,100-24,200 €12,200-18,200 ♠

**PROVENANCE** Acquired directly from the artist





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#### VAT

Value added tax (VAT) may be payable on the hammer price and/or the buyer's premium. The buyer's premium may attract a charge in lieu of VAT. Please read carefully the **VAT AND OTHER TAX INFORMATION FOR BUYERS** section in this catalogue.

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Although the sale is conducted in pounds sterling, the pre-sale estimates in the auction catalogues may also be printed in US dollars and/or euros. Since the exchange rate is that at the time of catalogue production and not at the date of auction, you should treat estimates in US dollars or euros as a guide only.

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Our catalogues include references to condition only in the descriptions of multiple works (e.g., prints). Such references, though, do not amount to a full description of condition. The absence of reference to the condition of a lot in the catalogue entry does not imply that the lot is free from faults or imperfections. Solely as a convenience to clients, Phillips may provide condition reports. In preparing such reports, our specialists assess the condition in a manner appropriate to the estimated value of the property and the nature of the auction in which it is included. While condition reports are prepared honestly and carefully, our staff are not professional restorers or trained conservators. We therefore encourage all prospective buyers to inspect the property at the pre-sale exhibitions and recommend, particularly in the case of any lot of significant value, that you retain your own restorer or professional advisor to report to you on the property's condition prior to bidding. Any prospective buyer of photographs or prints should always request a condition report because all such property is sold unframed, unless otherwise indicated in the condition report. If a lot is sold framed, Phillips accepts no liability for the condition of the frame. If we sell any lot unframed, we will be pleased to refer the purchaser to a professional framer.

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Pre-auction viewings are open to the public and free of charge. Our specialists are available to give advice and condition reports at viewings or by appointment.

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All lots with electrical and/or mechanical features are sold on the basis of their decorative value only and should not be assumed to be operative. It is essential that, prior to any intended use, the electrical system is verified and approved by a qualified electrician.

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The following key explains the symbols you may see inside this catalogue.

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The seller of lots with this symbol has been guaranteed a minimum price. The guarantee may be provided by Phillips, by a third party or jointly by us and a third party. Phillips and third parties providing or participating in a guarantee may benefit financially if a guaranteed lot is sold successfully and may incur a loss if the sale is not successful. A third party guarantor may also bid for the guaranteed lot and may be allowed to net the financial remuneration received in connection with the guarantee against the final purchase price if such party is the successful bidder.

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Unless indicated by a  $\bullet$ , all lots in this catalogue are offered subject to a reserve. A reserve is the confidential value established between Phillips and the seller and below which a lot may not be sold. The reserve for each lot is generally set at a percentage of the low estimate and will not exceed the low pre-sale estimate.

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Portion of the Hammer Price (in EUR)	Royalty Rate
From 0 to 50,000	4%
From 50,000.01 to 200,000	3%
From 200,000.01 to 350,000	1%
From 350,000.01 to 500,000	0.5%
Exceeding 500,000	0.25%

The Artist's Resale Right applies where the hammer price is EUR 1,000 or more, subject to a maximum royalty per lot of EUR 12,500. Calculation of the Artist's Resale Right will be based on the pounds sterling/euro reference exchange rate quoted on the date of the sale by the European Central Bank.

#### Σ Endangered Species

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#### †, §, ‡, or $\Omega$ Property Subject to VAT

Please refer to the section entitled 'VAT AND OTHER TAX INFORMATION FOR BUYERS' in this catalogue for additional information.

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#### **Bidding at Auction**

Bids may be executed during the auction in person by paddle or by telephone or prior to the sale in writing by absentee bid. **Proof of identity in the form of government-issued identification will be required, as will an original signature.** We may also require that you furnish us with a bank reference.

#### **Bidding in Person**

To bid in person, you will need to register for and collect a paddle before the auction begins. New clients are encouraged to register at least 48 hours in advance of a sale to allow sufficient time for us to process your information. All lots sold will be invoiced to the name and address to which the paddle has been registered and invoices cannot be transferred to other names and addresses. Please do not misplace your paddle. In the event you lose it, inform a Phillips staff member immediately. At the end of the auction, please return your paddle to the registration desk.

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If you cannot attend the auction, you may bid live on the telephone with one of our multilingual staff members. This service must be arranged at least 24 hours in advance of the sale and is available for lots whose low pre-sale estimate is at least £500. Telephone bids may be recorded. By bidding on the telephone, you consent to the recording of your conversation. We suggest that you leave a maximum bid, excluding the buyer's premium and VAT, which we can execute on your behalf in the event we are unable to reach you by telephone.

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#### **Bidding Increments**

Bidding generally opens below the low estimate and advances in increments of up to 10%, subject to the auctioneer's discretion. Absentee bids that do not conform to the increments set below may be lowered to the next bidding increment.

UK£50 to UK£1,000 by UK£50s UK£1,000 to UK£2,000 by UK£100s UK£2,000 to UK£3,000 by UK£200s UK£3,000 to UK£5,000 by UK£200s, 500, 800 (e.g. UK£4,200, 4,500, 4,800) UK£5,000 to UK£10,000 by UK£500s UK£10,000 to UK£20,000 by UK£1,000s UK£20,000 to UK£30,000 by UK£2,000s by UK£2,000s, 5,000, 8,000 UK£30,000 to UK£50,000 UK£50.000 to UK£100.000 by UK£5,000s UK£100,000 to UK£200,000 by UK£10,000s above UK£200,000 at the auctioneer's discretion

The auctioneer may vary the increments during the course of the auction at his or her own discretion.

#### **3 THE AUCTION**

#### **Conditions of Sale**

As noted above, the auction is governed by the Conditions of Sale and Authorship Warranty. All prospective bidders should read them carefully. They may be amended by saleroom addendum or auctioneer's announcement.

#### **Interested Parties Announcement**

In situations where a person allowed to bid on a lot has a direct or indirect interest in such lot, such as the beneficiary or executor of an estate selling the lot, a joint owner of the lot or a party providing or participating in a guarantee on the lot, Phillips will make an announcement in the saleroom that interested parties may bid on the lot.

#### **Consecutive and Responsive Bidding; No Reserve Lots**

The auctioneer may open the bidding on any lot by placing a bid on behalf of the seller. The auctioneer may further bid on behalf of the seller up to the amount of the reserve by placing consecutive bids or bids in response to other bidders. If a lot is offered without reserve, unless there are already competing absentee bids, the auctioneer will generally open the bidding at 50% of the lot's low pre-sale estimate. In the absence of a bid at that level, the auctioneer will proceed backwards at his or her discretion until a bid is recognized and will then advance the bidding from that amount. Absentee bids on no reserve lots will, in the absence of a higher bid, be executed at approximately 50% of the low pre-sale estimate or at the amount of the bid if it is less than 50% of the low pre-sale estimate. If there is no bid whatsoever on a no reserve lot, the auctioneer may deem such lot unsold.

#### **4 AFTER THE AUCTION**

#### Payment

Buyers are required to pay for purchases immediately following the auction unless other arrangements have been agreed with Phillips in writing in advance of the sale. Payment must be made in pounds sterling either by cash, cheque drawn on a UK bank or wire transfer, as noted in Paragraph 6 of the Conditions of Sale. It is our corporate policy not to make or accept single or multiple payments in cash or cash equivalents in excess of the local currency equivalent of US\$10,000. **Payment must be made by the invoiced party only.** 

#### **Credit Cards**

As a courtesy to clients, Phillips will accept American Express, Visa, MasterCard and UK-issued debit cards to pay for invoices of  $\pm$ 50,000 or less. A processing fee will apply.

#### Collection

It is our policy to request proof of identity on collection of a lot. A lot will be released to the buyer or the buyer's authorized representative when Phillips has received full and cleared payment and we are not owed any other amount by the buyer. After the auction, we will transfer all lots to our fine art storage facility located near Wimbledon and will so advise all buyers. If you are in doubt about the location of your purchase, please contact the Shipping Department prior to arranging collection. We will levy removal, interest, storage and handling charges on uncollected lots.

#### Loss or Damage

Buyers are reminded that Phillips accepts liability for loss or damage to lots for a maximum of seven days following the auction.

#### **Transport and Shipping**

As a free service for buyers, Phillips will wrap purchased lots for hand carry only. We do not provide packing, handling or shipping services directly. However, we will coordinate with shipping agents instructed by you in order to facilitate the packing, handling and shipping of property purchased at Phillips. Please refer to Paragraph 7 of the Conditions of Sale for more information.

#### **Export and Import Licences**

Before bidding for any property, prospective bidders are advised to make independent enquiries as to whether a licence is required to export the property from the United Kingdom or to import it into another country. It is the buyer's sole responsibility to comply with all import and export laws and to obtain any necessary licences or permits. The denial of any required licence or permit or any delay in obtaining such documentation will not justify the cancellation of the sale or any delay in making full payment for the lot.

#### **Endangered Species**

Items made of or incorporating plant or animal material, such as coral, crocodile, ivory, whalebone, rhinoceros horn or tortoiseshell, irrespective of age, percentage or value, may require a licence or certificate prior to exportation and additional licences or certificates upon importation to any country outside the European Union (EU). Please note that the ability to obtain an export licence or certificate does not ensure the ability to obtain an import licence or certificate in another country, and vice versa. We suggest that prospective bidders check with their own government regarding wildlife import requirements prior to placing a bid. It is the buyer's sole responsibility to obtain any necessary export or import licences or certificates as well as any other required documentation. The denial of any required licence or certificate or any delay in obtaining such documentation will not justify the cancellation of the sale or any delay in making full payment for the lot. Please note that lots containing potentially regulated plant or animal material are marked as a convenience to our clients, but Phillips does not accept liability for errors or for failing to mark lots containing protected or regulated species.

#### **IMPORTANT NOTICES**

#### Items Sold under Temporary Admission

We wish to draw your attention to changes recently made to items sold under temporary admission (originally called temporary importation). The cancelling or refunding of applicable VAT is now subject to items being exported from the EU within 30 days of payment, rather than 90 days from the date of sale as previously required. For up-to-date information on this matter, please refer to the section entitled **VAT and Other Tax Information for Buyers** below.

#### Identification of Business or Trade Buyers

As of January 2010, Her Majesty's Revenue & Customs ("HMRC") has made it an official requirement for auction houses to hold evidence of a buyer's business status, due to the revised VAT rules regarding buyer's premium for lots with symbols for businesses outside the UK.

Where the buyer is a non-EU business, Phillips requires evidence of the business status by means of the company identification, Certificate of Incorporation, Articles of Association or government-issued documents showing that the company exists.
Where the buyer is an EU VAT registered business, Phillips requires the above as well as the business's VAT registration number in the form of a government-issued document or paperwork from the local EU tax/VAT office showing the VAT number.

These details can be scanned and emailed to us, or alternatively they can be faxed or mailed. If these requirements are not met, we will be unable to cancel/refund any applicable VAT.

#### VAT AND OTHER TAX INFORMATION FOR BUYERS

The following paragraphs provide general information to buyers on the VAT and certain other potential tax implications of purchasing property at Phillips. This information is not intended to be complete. In all cases, the relevant tax legislation takes precedence, and the VAT rates in effect on the day of the auction will be the rates charged. It should be noted that, for VAT purposes only, Phillips is not usually treated as agent and most property is sold as if it is the property of Phillips. In the following paragraphs, reference to VAT symbols shall mean those symbols located beside the lot number or the pre-sale estimates in the catalogue (or amending saleroom addendum).

#### **1 PROPERTY WITH NO VAT SYMBOL**

Where there is no VAT symbol, Phillips is able to use the Auctioneer's Margin Scheme, and VAT will not normally be charged on the hammer price.

Phillips must bear VAT on the buyer's premium. Therefore, we will charge an amount in lieu of VAT at 20% on the buyer's premium. This amount will form part of the buyer's premium on our invoice and will not be separately identified.

#### 2 PROPERTY WITH A † SYMBOL

These lots will be sold under the normal UK VAT rules, and VAT will be charged at 20% on both the hammer price and buyer's premium.

Where the buyer is a relevant business person in the EU (non-UK) or is a relevant business person in a non-EU country then no VAT will be charged on the buyer's premium. This is subject to Phillips being provided with evidence of the buyer's VAT registration number in the relevant Member State (non-UK) or the buyer's business status in a non-EU country such as the buyer's Tax Registration Certificate. Should this evidence not be provided then VAT will be charged on the buyer's premium.

#### **3 PROPERTY WITH A § SYMBOL**

Lots sold to buyers whose registered address is in the EU will be assumed to be remaining in the EU. The property will be invoiced as if it had no VAT symbol. However, if an EU buyer advises us that the property is to be exported from the EU, Phillips will re-invoice the property under the normal VAT rules.

Lots sold to buyers whose address is outside the EU will be assumed to be exported from the EU. The property will be invoiced under the normal VAT rules. Although the hammer price will be subject to VAT, the VAT will be cancelled or refunded upon export. The buyer's premium will always bear VAT unless the buyer is a relevant business person in the EU (non-UK) or is a relevant business person in a non-EU country, subject to Phillips receiving evidence of the buyer's VAT registration number in the relevant Member State (non-UK) or the buyer's business status in a non-EU country such as the buyer's Tax Registration Certificate. Should this evidence not be provided VAT will be charged on the buyer's premium.

#### 4 PROPERTY SOLD WITH A $\ddagger$ OR $\Omega$ SYMBOL

These lots have been imported from outside the EU to be sold at auction under temporary admission. Property subject to temporary admission will be offered under the Auctioneer's Margin Scheme and will be subject to import VAT of either 5% or 20%, marked by  $\ddagger$  and  $\Omega$  respectively, on the hammer price and an amount in lieu of VAT at 20% on the buyer's premium. Anyone who wishes to buy outside the Auctioneer's Margin Scheme should notify the Client Accounting Department before the sale.

Where lots are sold outside the Auctioneer's Margin Scheme and the buyer is a relevant business person in the EU (non-UK) or is a relevant business person in a non-EU country then no VAT will be charged on the buyer's premium. This is subject to Phillips receiving evidence of the buyer's VAT registration number in the relevant Member State (non-UK) or the buyer's business status in a non-EU country such as the buyer's Tax Registration Certificate. Should this evidence not be provided VAT will be charged on the buyer's premium.

#### **5 EXPORTS FROM THE EUROPEAN UNION**

The following types of VAT may be cancelled or refunded by Phillips on exports made within three months of the sale date if strict conditions are met:

- The amount in lieu of VAT charged on the buyer's premium for property sold under the Auctioneer's Margin Scheme (i.e., without a VAT symbol).
- The VAT on the hammer price for property sold under the normal VAT rules (i.e., with a + or a § symbol).

### The following type of VAT may be cancelled or refunded by Phillips on exports made within 30 days of payment date if strict conditions are met:

• The import VAT charged on the hammer price and an amount in lieu of VAT on the buyer's premium for property sold under temporary admission (i.e., with a  $\ddagger$  or a  $\Omega$  symbol) under the Auctioneer's Margin Scheme.

In each of the above examples, where the appropriate conditions are satisfied, no VAT will be charged if, at or before the time of invoicing, the buyer instructs Phillips to export the property from the EU. If such instruction is received after payment, a refund of the VAT amount will be made.

Where the buyer carries purchases from the EU personally or uses the services of a third party, Phillips will charge the VAT amount due as a deposit and refund it **if the lot has been exported within the timelines specified below** and either of the following conditions are met:

• For lots sold under the Auctioneer's Margin Scheme or the normal VAT rules, Phillips is provided with appropriate documentary proof of export from the EU within three months of the date of sale. Buyers carrying their own property should obtain hand-carry papers from the Shipping Department to facilitate this process.

• For lots sold under temporary admission, Phillips is provided with a copy of the correct paperwork duly completed and stamped by HMRC which shows the property has been exported from the EU via the UK within 30 days of payment date. It is essential for shippers acting on behalf of buyers to collect copies of original import papers from our Shipping Department. HMRC insist that the correct customs procedures are followed and Phillips will not be able to issue any refunds where the export documents do not exactly comply with governmental regulations. Property subject to temporary admission must be transferred to another customs procedure immediately if any restoration or repair work is to be carried out.

Buyers carrying their own property must obtain hand-carry papers from the Shipping Department, for which a charge of  $\pm 20$  will be made. The VAT refund will be processed once the appropriate paperwork has been returned to Phillips. Phillips is not able to cancel or refund any VAT charged on sales made to UK or EU private residents unless the lot is subject to temporary admission and the property is exported from the EU **within 30 days of payment date**. Any refund of VAT is subject to a minimum of  $\pm 50$  per shipment and a processing charge of  $\pm 20$ .

Buyers intending to export, repair, restore or alter lots under temporary admission should notify the Shipping Department before collection. Failure to do so may result in the import VAT becoming payable immediately and Phillips being unable to refund the VAT charged on deposit.

#### 6 VAT REFUNDS FROM HM REVENUE & CUSTOMS

Where VAT charged cannot be cancelled or refunded by Phillips, it may be possible to seek repayment from HMRC. Repayments in this manner are limited to businesses located outside the UK and may be considered for example for Import VAT charged on the hammer price for lots sold under temporary admission.

All claims made by customers located in another member state to the UK will need to be made under a new mechanism from 1 January 2010. The process prior to 1 January 2010 is no longer in operation.

If you are located in an EU member state other than the UK you will now need to apply for a refund of UK VAT directly to your local tax authority. This is done via submission of an electronically based claim form which should be accessed through the website of your local tax authority. As a result, your form may include VAT incurred in a number of member states. Furthermore, from 1 January 2010 you should only submit one form per year, rather than submitting forms throughout the year.

Please note that the time limits by which you must make a claim have been extended. When making a claim for VAT incurred in another EU member state any claim will still be made on a **calendar year basis** but must now be made no later than **30 September** following that calendar year. This effectively extends the time by which claims should be made by three months (e.g., for VAT incurred in the year 1 January to 31 December 2010 you should make a claim to your local tax authority no later than **30** September 2011). Once you have submitted the electronic form to your local tax authority it is their responsibility to ensure that payment is obtained from the relevant member states. This should be completed within four months. If this time limit is not adhered to you may receive interest on the unpaid amounts.

If you are located outside the EU you should apply for a refund of UK VAT directly to HMRC (the rules for those located outside of the EU have not changed). Claim forms are only available from the HMRC website. Go to hmrc.gov.uk, select Forms under Quick Links, and then Find a Form. The relevant form is VAT65A. Completed forms should be returned to: HM Revenue & Customs, VAT Overseas Repayments, 8th/13th Directive, PO Box 34, Foyle House, Duncreggan Road, Londonderry, BT48 7AE, Northern Ireland, tel +44 (0)2871 305100, fax +44 (0)2871 305101, email eng.oru.ni@hmrc.gsi.gov.uk.

You should submit claims for VAT to HMRC no later than **six months** from the end of the 12 month period ending **30 June** (e.g., claims for the period 1 July 2011 to 30 June 2012 should be made no later than 31 December 2012).

Please note that refunds of VAT will only be made where VAT has been incurred for a business purpose. Any VAT incurred on articles bought for personal use will not be refunded.

#### **7 SALES AND USE TAXES**

Buyers from outside the UK should note that local sales taxes or use taxes may become payable upon import of lots following purchase. Buyers should consult their own tax advisors.

#### **CONDITIONS OF SALE**

The Conditions of Sale and Authorship Warranty set forth below govern the relationship between bidders and buyers, on the one hand, and Phillips and sellers, on the other hand. All prospective buyers should read these Conditions of Sale and Authorship Warranty carefully before bidding.

#### **1 INTRODUCTION**

Each lot in this catalogue is offered for sale and sold subject to: (a) the Conditions of Sale and Authorship Warranty; (b) additional notices and terms printed in other places in this catalogue, including the Guide for Prospective Buyers, and (c) supplements to this catalogue or other written material posted by Phillips in the saleroom, in each case as amended by any addendum or announcement by the auctioneer prior to the auction.

By bidding at the auction, whether in person, through an agent, by written bid, by telephone bid or other means, bidders and buyers agree to be bound by these Conditions of Sale, as so changed or supplemented, and Authorship Warranty.

These Conditions of Sale, as so changed or supplemented, and Authorship Warranty contain all the terms on which Phillips and the seller contract with the buyer.

#### 2 PHILLIPS AS AGENT

Phillips acts as an agent for the seller, unless otherwise indicated in this catalogue or at the time of auction. On occasion, Phillips may own a lot directly, in which case we will act in a principal capacity as a consignor, or a company affiliated with Phillips may own a lot, in which case we will act as agent for that company, or Phillips or an affiliated company may have a legal, beneficial or financial interest in a lot as a secured creditor or otherwise.

#### **3 CATALOGUE DESCRIPTIONS AND CONDITION OF PROPERTY**

Lots are sold subject to the Authorship Warranty, as described in the catalogue (unless such description is changed or supplemented, as provided in Paragraph 1 above) and in the condition that they are in at the time of the sale on the following basis.

(a) The knowledge of Phillips in relation to each lot is partially dependent on information provided to us by the seller, and Phillips is not able to and does not carry out exhaustive due diligence on each lot. Prospective buyers acknowledge this fact and accept responsibility for carrying out inspections and investigations to satisfy themselves as to the lots in which they may be interested. Notwithstanding the foregoing, we shall exercise such reasonable care when making express statements in catalogue descriptions or condition reports as is consistent with our role as auctioneer of lots in this sale and in light of (i) the information provided to us by the seller, (ii) scholarship and technical knowledge and (iii) the generally accepted opinions of relevant experts, in each case at the time any such express statement is made.

(b) Each lot offered for sale at Phillips is available for inspection by prospective buyers prior to the auction. Phillips accepts bids on lots on the basis that bidders (and independent experts on their behalf, to the extent appropriate given the nature and value of the lot and the bidder's own expertise) have fully inspected the lot prior to bidding and have satisfied themselves as to both the condition of the lot and the accuracy of its description.

(c) Prospective buyers acknowledge that many lots are of an age and type which means that they are not in perfect condition. As a courtesy to clients, Phillips may prepare and provide condition reports to assist prospective buyers when they are inspecting lots. Catalogue descriptions and condition reports may make reference to particular imperfections of a lot, but bidders should note that lots may have other faults not expressly referred to in the catalogue or condition report. All dimensions are approximate. Illustrations are for identification purposes only and cannot be used as precise indications of size or to convey full information as to the actual condition of lots.

(d) Information provided to prospective buyers in respect of any lot, including any presale estimate, whether written or oral, and information in any catalogue, condition or other report, commentary or valuation, is not a representation of fact but rather a statement of opinion held by Phillips. Any pre-sale estimate may not be relied on as a prediction of the selling price or value of the lot and may be revised from time to time by Phillips at our absolute discretion. Neither Phillips nor any of our affiliated companies shall be liable for any difference between the pre-sale estimates for any lot and the actual price achieved at auction or upon resale.

#### **4 BIDDING AT AUCTION**

(a) Phillips has absolute discretion to refuse admission to the auction or participation in the sale. All bidders must register for a paddle prior to bidding, supplying such information and references as required by Phillips.

(b) As a convenience to bidders who cannot attend the auction in person, Phillips may, if so instructed by the bidder, execute written absentee bids on a bidder's behalf. Absentee bidders are required to submit bids on the 'Absentee Bid Form', a copy of which is printed in this catalogue or otherwise available from Phillips. Bids must be placed in the currency of the sale. The bidder must clearly indicate the maximum amount he or she intends to bid, excluding the buyer's premium and value added tax (VAT). The auctioneer will not accept an instruction to execute an absentee bid which does not indicate such maximum bid. Our staff will attempt to execute an absentee bid at the lowest possible price taking into account the reserve and other bidders. Any absentee bid must be received at least 24 hours in advance of the sale. In the event of identical bids, the earliest bid received will take precedence.

(c) Telephone bidders are required to submit bids on the 'Telephone Bid Form', a copy of which is printed in this catalogue or otherwise available from Phillips. Telephone bidding is available for lots whose low pre-sale estimate is at least  $\pm$ 500. Phillips reserves the right to require written confirmation of a successful bid from a telephone bidder by fax or otherwise immediately after such bid is accepted by the auctioneer. Telephone bids may be recorded and, by bidding on the telephone, a bidder consents to the recording of the conversation.

(d) When making a bid, whether in person, by absentee bid or on the telephone, a bidder accepts personal liability to pay the purchase price, as described more fully in Paragraph 6 (a) below, plus all other applicable charges unless it has been explicitly agreed in writing with Phillips before the commencement of the auction that the bidder is acting as agent on behalf of an identified third party acceptable to Phillips and that we will only look to the principal for such payment.

(e) By participating in the auction, whether in person, by absentee bid or on the telephone, each prospective buyer represents and warrants that any bids placed by such person, or on such person's behalf, are not the product of any collusive or other anti-competitive agreement and are otherwise consistent with federal and state antitrust law.

(f) Arranging absentee and telephone bids is a free service provided by Phillips to prospective buyers. While we undertake to exercise reasonable care in undertaking such activity, we cannot accept liability for failure to execute such bids except where such failure is caused by our wilful misconduct.

(g) Employees of Phillips and our affiliated companies, including the auctioneer, may bid at the auction by placing absentee bids so long as they do not know the reserve when submitting their absentee bids and otherwise comply with our employee bidding procedures.

#### **5 CONDUCT OF THE AUCTION**

(a) Unless otherwise indicated by the symbol ●, each lot is offered subject to a reserve, which is the confidential minimum selling price agreed by Phillips with the seller. The reserve will not exceed the low pre-sale estimate at the time of the auction.

(b) The auctioneer has discretion at any time to refuse any bid, withdraw any lot, re-offer a lot for sale (including after the fall of the hammer) if he or she believes there may be error or dispute and take such other action as he or she deems reasonably appropriate. Phillips shall have no liability whatsoever for any such action taken by the auctioneer. If any dispute arises after the sale, our sale record is conclusive. The auctioneer may accept bids made by a company affiliated with Phillips provided that the bidder does not know the reserve placed on the lot.

(c) The auctioneer will commence and advance the bidding at levels and in increments he or she considers appropriate. In order to protect the reserve on any lot, the auctioneer may place one or more bids on behalf of the seller up to the reserve without indicating he or she is doing so, either by placing consecutive bids or bids in response to other bidders. If a lot is offered without reserve, unless there are already competing absentee bids, the auctioneer will generally open the bidding at 50% of the lot's low pre-sale estimate. In the absence of a bid at that level, the auctioneer will proceed backwards at his or her discretion until a bid is recognized and will then advance the bidding from that amount. Absentee bids on no reserve lots will, in the absence of a higher bid, be executed at approximately 50% of the low pre-sale estimate. If there is no bid whatsoever on a no reserve lot, the auctioneer may deem such lot unsold.

(d) The sale will be conducted in pounds sterling and payment is due in pounds sterling. For the benefit of international clients, pre-sale estimates in the auction catalogue may be shown in US dollars and/or euros and, if so, will reflect approximate exchange rates. Accordingly, estimates in US dollars or euros should be treated only as a guide.

(e) Subject to the auctioneer's reasonable discretion, the highest bidder accepted by the auctioneer will be the buyer and the striking of the hammer marks the acceptance of the highest bid and the conclusion of a contract for sale between the seller and the buyer. Risk and responsibility for the lot passes to the buyer as set forth in Paragraph 7 below.

(f) If a lot is not sold, the auctioneer will announce that it has been 'passed', 'withdrawn', 'returned to owner' or 'bought-in'.

(g) Any post-auction sale of lots offered at auction shall incorporate these Conditions of Sale and Authorship Warranty as if sold in the auction.

#### **6 PURCHASE PRICE AND PAYMENT**

(a) The buyer agrees to pay us, in addition to the hammer price of the lot, the buyer's premium, plus any applicable value added tax (VAT) and any applicable resale royalty (the 'Purchase Price'). The buyer's premium is 25% of the hammer price up to and including £25,000, 20% of the portion of the hammer price above £25,000 up to and including £500,000 and 12% of the portion of the hammer price above £500,000. Phillips reserves the right to pay from our compensation an introductory commission to one or

more third parties for assisting in the sale of property offered and sold at auction.

(b) VAT is payable in accordance with applicable law. All prices, fees, charges and expenses set out in these Conditions of Sale are quoted exclusive of VAT.

(c) If the Artist's Resale Right Regulations 2006 apply to the lot, the buyer agrees to pay to us an amount equal to the resale royalty provided for in those regulations and we undertake to the buyer to pay such amount to the artist's collection agent. In circumstances where (i) we are on notice that the resale royalty is payable or (ii) we have not been able to ascertain the nationality of the artist, we will identify the lot with the symbol  $\blacklozenge$  next to the lot number and will invoice the resale royalty to the buyer. If we subsequently determine that the nationality of the artist does not entitle him/her to the resale royalty on the lot, we will arrange a refund to the buyer of the amount of the royalty paid to us. If, after a sale in which we did not collect the resale royalty on a particular lot, we become aware that information provided to us prior to the auction concerning an artist's nationality was incorrect and the artist is entitled to the resale royalty on the lot, the buyer shall pay the resale royalty to us upon receipt of an invoice.

(d) Unless otherwise agreed, a buyer is required to pay for a purchased lot immediately following the auction regardless of any intention to obtain an export or import licence or other permit for such lot. Payments must be made by the invoiced party in pounds sterling either by cash, cheque drawn on a UK bank or wire transfer, as follows:

(i) Phillips will accept payment in cash provided that the total amount paid in cash or cash equivalents does not exceed the local currency equivalent of US\$10,000.

(ii) Personal cheques and banker's drafts are accepted if drawn on a UK bank and the buyer provides to us acceptable government-issued identification. Cheques and banker's drafts should be made payable to "Phillips." If payment is sent by post, please send the cheque or banker's draft to the attention of the Client Accounting Department at Howick Place, London SW1P 1BB and ensure that the sale number is written on the cheque. Cheques or banker's drafts drawn by third parties will not be accepted.

(iii) Payment by wire transfer may be sent directly to Phillips. Bank transfer details will be provided on the Invoice for purchased lots.

(e) As a courtesy to clients, Phillips will accept American Express, Visa, MasterCard and UK-issued debit cards to pay for invoices of  $\pm$ 50,000 or less. A processing fee will apply.

(f) Title in a purchased lot will not pass until Phillips has received the Purchase Price for that lot in cleared funds. Phillips is not obliged to release a lot to the buyer until title in the lot has passed and appropriate identification has been provided, and any earlier release does not affect the passing of title or the buyer's unconditional obligation to pay the Purchase Price.

#### **7 COLLECTION OF PROPERTY**

(a) Phillips will not release a lot to the buyer until we have received payment of its Purchase Price in full in cleared funds, the buyer has paid all outstanding amounts due to Phillips or any of our affiliated companies, including any charges payable pursuant to Paragraph 8 (a) below, and the buyer has satisfied such other terms as we in our sole discretion shall require, including completing any anti-money laundering or antiterrorism financing checks. As soon as a buyer has satisfied all of the foregoing conditions, he or she should contact us at +44 (0) 207 318 4081 or +44 (0) 207 318 4082 to arrange for collection of purchased property.

(b) The buyer must arrange for collection of a purchased lot within seven days of the date of the auction. After the auction, we will transfer all lots to our fine art storage facility located near Wimbledon and will so advise all buyers. Purchased lots are at the buyer's risk, including the responsibility for insurance, from (i) the date of collection or (ii) seven days after the auction, whichever is the earlier. Until risk passes, Phillips will compensate the buyer for any loss or damage to a purchased lot up to a maximum of the Purchase Price paid, subject to our usual exclusions for loss or damage to property.

(c) As a courtesy to clients, Phillips will, without charge, wrap purchased lots for hand carry only. We do not provide packing, handling, insurance or shipping services. We will coordinate with shipping agents instructed by the buyer, whether or not recommended by Phillips, in order to facilitate the packing, handling, insurance and shipping of property bought at Phillips. Any such instruction is entirely at the buyer's risk and responsibility, and we will not be liable for acts or omissions of third party packers or shippers.

(d) Phillips will require presentation of government-issued identification prior to release of a lot to the buyer or the buyer's authorized representative.

#### . 8 FAILURE TO COLLECT PURCHASES

(a) If the buyer pays the Purchase Price but fails to collect a purchased lot within 30 days of the auction, the buyer will incur a late collection fee of  $\pm$ 50, storage charges of  $\pm$ 10 per day and pro rated insurance charges of 0.1% of the Purchase Price per month on each uncollected lot. Additional charges may apply to oversized lots. We will not release purchased lots to the buyer until all such charges have been paid in full.

(b) If a purchased lot is paid for but not collected within six months of the auction, the buyer authorizes Phillips, upon notice, to arrange a resale of the item by auction or private sale, with estimates and a reserve set at Phillips's reasonable discretion. The

proceeds of such sale will be applied to pay for storage charges and any other outstanding costs and expenses owed by the buyer to Phillips or our affiliated companies and the remainder will be forfeited unless collected by the buyer within two years of the original auction.

#### **9 REMEDIES FOR NON-PAYMENT**

(a) Without prejudice to any rights the seller may have, if the buyer without prior agreement fails to make payment of the Purchase Price for a lot in cleared funds within seven days of the auction, Phillips may in our sole discretion exercise one or more of the following remedies: (i) store the lot at Phillips's premises or elsewhere at the buyer's sole risk and expense; (ii) cancel the sale of the lot, retaining any partial payment of the Purchase Price as liquidated damages; (iii) reject future bids from the buyer or render such bids subject to payment of a deposit; (iv) charge interest at 12% per annum from the date payment became due until the date the Purchase Price is received in cleared funds; (v) subject to notification of the buyer, exercise a lien over any of the buyer's property which is in the possession of Phillips and instruct our affiliated companies to exercise a lien over any of the buyer's property which is in their possession and, in each case, no earlier than 30 days from the date of such notice arrange the sale of such property and apply the proceeds to the amount owed to Phillips or any of our affiliated companies after the deduction from sale proceeds of our standard vendor's commission, all sale-related expenses and any applicable taxes thereon; (vi) resell the lot by auction or private sale, with estimates and a reserve set at Phillips's reasonable discretion, it being understood that in the event such resale is for less than the original hammer price and buyer's premium for that lot, the buyer will remain liable for the shortfall together with all costs incurred in such resale; (vii) commence legal proceedings to recover the hammer price and buyer's premium for that lot, together with interest and the costs of such proceedings; (viii) set off the outstanding amount remaining unpaid by the buyer against any amounts which we or any of our affiliated companies may owe the buyer in any other transactions; (ix) release the name and address of the buyer to the seller to enable the seller to commence legal proceedings to recover the amounts due and legal costs; or (x) take such other action as we deem necessary or appropriate.

(b) The buyer irrevocably authorizes Phillips to exercise a lien over the buyer's property which is in our possession upon notification by any of our affiliated companies that the buyer is in default of payment. Phillips will notify the buyer of any such lien. The buyer also irrevocably authorizes Phillips, upon notification by any of our affiliated companies that the buyer is in default of payment, to pledge the buyer's property in our possession by actual or constructive delivery to our affiliated company as security for the payment of any outstanding amount due. Phillips will notify the buyer if the buyer's property has been delivered to an affiliated company by way of pledge.

(c) If the buyer is in default of payment, the buyer irrevocably authorizes Phillips to instruct any of our affiliated companies in possession of the buyer's property to deliver the property by way of pledge as the buyer's agent to a third party instructed by Phillips to hold the property on our behalf as security for the payment of the Purchase Price and any other amount due and, no earlier than 30 days from the date of written notice to the buyer, to sell the property in such manner and for such consideration as can reasonably be obtained on a forced sale basis and to apply the proceeds to any amount owed to Phillips or any of our affiliated companies after the deduction from sale proceeds of our standard vendor's commission, all sale-related expenses and any applicable taxes thereon.

#### **10 RESCISSION BY PHILLIPS**

Phillips shall have the right, but not the obligation, to rescind a sale without notice to the buyer if we reasonably believe that there is a material breach of the seller's representations and warranties or the Authorship Warranty or an adverse claim is made by a third party. Upon notice of Phillips's election to rescind the sale, the buyer will promptly return the lot to Phillips, and we will then refund the Purchase Price paid to us. As described more fully in Paragraph 13 below, the refund shall constitute the sole remedy and recourse of the buyer against Phillips and the seller with respect to such rescinded sale.

#### 11 EXPORT, IMPORT AND ENDANGERED SPECIES LICENCES AND PERMITS

Before bidding for any property, prospective buyers are advised to make their own enquiries as to whether a licence is required to export a lot from the United Kingdom or to import it into another country. Prospective buyers are advised that some countries prohibit the import of property made of or incorporating plant or animal material, such as coral, crocodile, ivory, whalebone, rhinoceros horn or tortoiseshell, irrespective of age, percentage or value. Accordingly, prior to bidding, prospective buyers considering export of purchased lots should familiarize themselves with relevant export and import regulations of the countries concerned. It is solely the buyer's responsibility to comply with these laws and to obtain any necessary export, import and endangered species licences or permits. Failure to obtain a licence or permit or delay in so doing will not justify the cancellation of the sale or any delay in making full payment for the lot. As a courtesy to clients, Phillips has marked in the catalogue lots containing potentially regulated plant or animal material, but we do not accept liability for errors or for failing to mark lots containing protected or regulated species.

#### **12 DATA PROTECTION**

(a) In connection with the management and operation of our business and the marketing and supply of auction related services, or as required by law, we may ask clients to provide personal information about themselves or obtain information about clients from

# PHILLIPS



# EVENING EDITIONS

AUCTION 27 FEBRUARY 2013 6PM LONDON

**Enquiries** Robert Kennan rkennan@phillips.com +44 20 7318 4075

PHILLIPS HOWICK PLACE LONDON SW1P 1BB

JULIAN OPIE Ruth Smoking IV, 2006 (detail from the complete set) DAMIEN HIRST The Skull beneath the skin, 2005 (detail from New Religion) ANDY WARHOL Red Lenin, 1987

PHILLIPS.COM

third parties (e.g., credit information). If clients provide us with information that is defined by law as 'sensitive', they agree that Phillips and our affiliated companies may use it for the above purposes. Phillips and our affiliated companies will not use or process sensitive information for any other purpose without the client's express consent. If you would like further information on our policies on personal data or wish to make corrections to your information, please contact us at +44 20 7318 4010. If you would prefer not to receive details of future events please call the above number.

(b) In order to fulfill the services clients have requested, Phillips may disclose information to third parties such as shippers. Some countries do not offer equivalent legal protection of personal information to that offered within the EU. It is Phillips's policy to require that any such third parties respect the privacy and confidentiality of our clients' information and provide the same level of protection for client information as provided within the EU, whether or not they are located in a country that offers equivalent legal protection of personal information. By agreeing to these Conditions of Sale, clients agree to such disclosure.

#### **13 LIMITATION OF LIABILITY**

(a) Subject to sub-paragraph (e) below, the total liability of Phillips, our affiliated companies and the seller to the buyer in connection with the sale of a lot shall be limited to the Purchase Price actually paid by the buyer for the lot.

(b) Except as otherwise provided in this Paragraph 13, none of Phillips, any of our affiliated companies or the seller (i) is liable for any errors or omissions, whether orally or in writing, in information provided to prospective buyers by Phillips or any of our affiliated companies or (ii) accepts responsibility to any bidder in respect of acts or omissions, whether negligent or otherwise, by Phillips or any of our affiliated companies in connection with the conduct of the auction or for any other matter relating to the sale of any lot.

(c) All warranties other than the Authorship Warranty, express or implied, including any warranty of satisfactory quality and fitness for purpose, are specifically excluded by Phillips, our affiliated companies and the seller to the fullest extent permitted by law.

(d) Subject to sub-paragraph (e) below, none of Phillips, any of our affiliated companies or the seller shall be liable to the buyer for any loss or damage beyond the refund of the Purchase Price referred to in sub-paragraph (a) above, whether such loss or damage is characterised as direct, indirect, special, incidental or consequential, or for the payment of interest on the Purchase Price to the fullest extent permitted by law.

(e) No provision in these Conditions of Sale shall be deemed to exclude or limit the liability of Phillips or any of our affiliated companies to the buyer in respect of any fraud or fraudulent misrepresentation made by any of us or in respect of death or personal injury caused by our negligent acts or omissions.

#### **14 COPYRIGHT**

The copyright in all images, illustrations and written materials produced by or for Phillips relating to a lot, including the contents of this catalogue, is and shall remain at all times the property of Phillips and, subject to the provisions of the Copyright, Designs and Patents Act 1988, such images and materials may not be used by the buyer or any other party without our prior written consent. Phillips and the seller make no representations or warranties that the buyer of a lot will acquire any copyright or other reproduction rights in it.

#### **15 GENERAL**

(a) These Conditions of Sale, as changed or supplemented as provided in Paragraph 1 above, and Authorship Warranty set out the entire agreement between the parties with respect to the transactions contemplated herein and supersede all prior and contemporaneous written, oral or implied understandings, representations and agreements.

(b) Notices to Phillips shall be in writing and addressed to the department in charge of the sale, quoting the reference number specified at the beginning of the sale catalogue. Notices to clients shall be addressed to the last address notified by them in writing to Phillips.

(c) These Conditions of Sale are not assignable by any buyer without our prior written consent but are binding on the buyer's successors, assigns and representatives.

(d) Should any provision of these Conditions of Sale be held void, invalid or unenforceable for any reason, the remaining provisions shall remain in full force and effect. No failure by any party to exercise, nor any delay in exercising, any right or remedy under these Conditions of Sale shall act as a waiver or release thereof in whole or in part.

(e) No term of these Conditions of Sale shall be enforceable under the Contracts (Rights of Third Parties) Act 1999 by anyone other than the buyer.

#### **16 LAW AND JURISDICTION**

(a) The rights and obligations of the parties with respect to these Conditions of Sale and Authorship Warranty, the conduct of the auction and any matters related to any of the foregoing shall be governed by and interpreted in accordance with English law.

(b) For the benefit of Phillips, all bidders and sellers agree that the Courts of England are to have exclusive jurisdiction to settle all disputes arising in connection with all aspects of

all matters or transactions to which these Conditions of Sale and Authorship Warranty relate or apply. All parties agree that Phillips shall retain the right to bring proceedings in any court other than the Courts of England.

(c) All bidders and sellers irrevocably consent to service of process or any other documents in connection with proceedings in any court by facsimile transmission, personal service, delivery by mail or in any other manner permitted by English law, the law of the place of service or the law of the jurisdiction where proceedings are instituted at the last address of the bidder or seller known to Phillips.

#### **AUTHORSHIP WARRANTY**

Phillips warrants the authorship of property in this auction catalogue described in headings in **BOLD** or **CAPITALISED** type for a period of five years from date of sale by Phillips, subject to the exclusions and limitations set forth below.

(a) Phillips gives this Authorship Warranty only to the original buyer of record (i.e., the registered successful bidder) of any lot. This Authorship Warranty does not extend to (i) subsequent owners of the property, including purchasers or recipients by way of gift from the original buyer, heirs, successors, beneficiaries and assigns; (ii) property where the description in the catalogue states that there is a conflict of opinion on the authorship of the property; (iii) property where our attribution of authorship was on the date of sale consistent with the generally accepted opinions of specialists, scholars or other experts; (iv) property whose description or dating is proved inaccurate by means of scientific methods or tests not generally accepted for use at the time of the publication of the catalogue or which were at such time deemed unreasonably expensive or impractical to use or likely in our reasonable opinion to have caused damage or loss in value to the lot; or (v) there has been no material loss in value of the lot from its value had it been as described in the heading of the catalogue entry.

(b) In any claim for breach of the Authorship Warranty, Phillips reserves the right, as a condition to rescinding any sale under this warranty, to require the buyer to provide to us at the buyer's expense the written opinions of two recognized experts approved in advance by Phillips. We shall not be bound by any expert report produced by the buyer and reserve the right to consult our own experts at our expense. If Phillips agrees to rescind a sale under the Authorship Warranty, we shall refund to the buyer the reasonable costs charged by the experts commissioned by the buyer and approved in advance by us.

(c) Subject to the exclusions set forth in subparagraph (a) above, the buyer may bring a claim for breach of the Authorship Warranty provided that (i) he or she has notified Phillips in writing within three months of receiving any information which causes the buyer to question the authorship of the lot, specifying the auction in which the property was included, the lot number in the auction catalogue and the reasons why the authorship of the lot is being questioned and (ii) the buyer returns the lot to Phillips in the same condition as at the time of its auction and is able to transfer good and marketable title in the lot free from any third party claim arising after the date of the auction.

(d) The buyer understands and agrees that the exclusive remedy for any breach of the Authorship Warranty shall be rescission of the sale and refund of the original Purchase Price paid. This remedy shall constitute the sole remedy and recourse of the buyer against Phillips, any of our affiliated companies and the seller and is in lieu of any other remedy available as a matter of law. This means that none of Phillips, any of our affiliated companies or the seller shall be liable for loss or damage beyond the remedy expressly provided in this Authorship Warranty, whether such loss or damage is characterized as direct, indirect, special, incidental or consequential, or for the payment of interest on the original Purchase Price.

## LONDON'S MOST EXCITING NEW ART FAIR LAUNCH IN A DECADE

GALLERIES 2013	2902 Gallery Singapore / Akinci the Netherlands / Albemarle Gallery UK / Artspace UAE/UK / aye gallery China / Jack Bell Gallery UK / Boers-Li China / Brancolini Grimaldi Italy/UK / Nadja Brykina Gallery Switzerland/Russia / Cais Gallery Hong Kong/South Korea / Cda-Projects Turkey / Circle Culture Gallery Germany / Cynthia-Reeves USA / Dam Berlin]Frankfurt Germany / Dark Matter Studio UK / Deweer Gallery Belgium / Domobaal UK / Eleven UK / FaMa Gallery Italy / The Fine Art Society Contemporary UK / Flowers UK/USA / FOLD Gallery UK / Galleria Fumagalli Italy / Gajah Gallery Singapore / Gazelli Art House UK/Azerbaijan / Geukens & De Vil Belgium / Michael Goedhuis UK / HackelBury Fine Art UK / Hakgojae South Korea / Haunch of Venison UK/USA / Purdy Hicks Gallery UK / Kashya Hildebrand Switzerland / Michael Hoppen Gallery UK / Rebecca Hossack Art Gallery UK/USA / Jealous Gallery UK / Amelia Johnson Contemporary Hong Kong / Ivo Kamm Switzerland / Robin Katz Fine Art UK / Kleinschmidt Fine Photographs Germany / Pearl Lam Galleries China/Hong Kong/Singapore / Lazarides UK / Leehwaik Gallery South Korea / Levy Galerie Germany / Diana Lowenstein Gallery UK / Meshkati / Austin Desmond UK / Metro Gallery Hungary / Laura Mars Germany / John Martin Gallery UK / Meshkati / Austin Desmond UK / Metro Gallery Hungary / Laura Mars Germany / John Martin Gallery UK / Roshkati / Austin Desmond UK / Metro Gallery Hungary / Laura Mars Germany / Sala France/China/Belgium / ph-projects Germany / Pifo Gallery Russia / Alexander Ochs Galleries Berlin ] Beijing Germany/China / October Gallery UK / The Outsiders UK / Paragon Press UK / Galerie Paris-Beijing France/China/Belgium / ph-projects Germany / Pifo Gallery China / Everard Read South Africa / Riffemaker UK / Ronchini Gallery UK / Rossi & Rossi UK / Galerie RK France / Galerie Vincenz Sala France/Germany / Richard Saltoun UK / Art Sawa UAE / Karsten Schubert UK / Carrie Secrist Gallery USA / Alon Segev Gallery Israel / Paul Stolper Gallery UK / Galerie Heike Strelow Germany / Gallery
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#### SALE INFORMATION

#### AUCTION

Friday 15 February 2013, 2pm

#### VIEWING

Thursday 7 February, 10am - 6pm Friday 8 February, 10am - 6pm Saturday 9 February, 10am - 6pm Sunday 10 February, 12pm - 6pm Monday 11 February, 10am - 6pm Tuesday 12 February, 10am - 6pm Wednesday 13 February, 10am - 6pm Thursday 14 February, 10am - 6pm

#### **VIEWING & AUCTION LOCATION**

Howick Place, London SW1P 1BB

#### WAREHOUSE & COLLECTION LOCATION

110-112 Morden Road, Mitcham, Surrey CR4 4XB

#### SALE DESIGNATION

When sending in written bids or making enquiries, please refer to this sale as UK010213 or Contemporary Art Day Sale

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**CATALOGUERS** Larkin Erdmann +44 20 7901 2909 Tamila Kerimova +44 20 7318 4065

SALE ADMINISTRATOR Simon Tovey +44 20 7318 4084

#### PROPERTY MANAGER

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Emma Miller +44 20 7318 4039 +1 212 940 1291 catalogues@phillips.com Catalogues \$35/€25/£22 at the Gallery

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#### **CLIENT SERVICES**

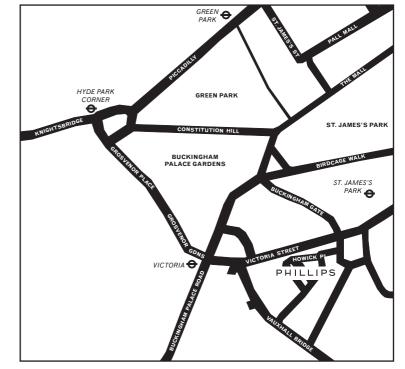
Madalena Horta e Costa, Lucinda Newman, Natasha Pryce, +44 20 7318 4010

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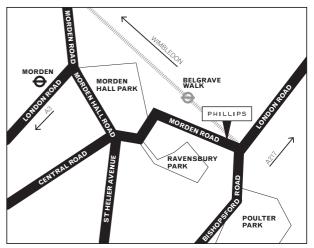
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#### PHOTOGRAPHY

Hayley Giles Ivan Ingletto



Viewing and Auction location



Warehouse and collection location

#### IN-PERSON REGISTRATION FORM Please use this form to bid in person.

To pre-register, please submit this form by fax to +44 20 7318 4035 or by email to bidslondon@phillips.com, or bring it with you to Howick Place, London SW1P 1BB to register on the day of the auction.

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Sale Titl	ale Title Sale number		Sale date	
Please ir	ndicate in what capacity you v	vill be bidding (please select one):		
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ON	BEHALF OF A COMPANY			
Client nu	imber (if known)			
Title	First name	Surname		
Compan	y name (complete this only if you a	rehidding on bobalf of a company)		
compan	y fidilite (complete tills only if you a	e bidding on benan or a company)		
VAT num	nber (if applicable)			

Address			
City	State / Con	unty	
Postcode / zip code	Country		
Phone	Mobile	Fax	
Email			

Phone (for phone bidding only)

#### **FINANCIAL INFORMATION**

For your bid to be accepted, we require the following information for our reference only. Please note that you may be contacted to provide a bank reference:

Credit card type	Expiration date	
Credit card number		
For anyone wishing to bid on lots information for our reference only	with a low pre-sale estimate of above $\pm$ 5,000, please provide the following :	
Bank name	Contact	
Telephone / fax	Account number	

I hereby authorise the above references to release information to PHILLIPS. Please bid on my behalf up to the limits shown for the indicated lots without legal obligations to PHILLIPS, its staff or agents; and subject to the Conditions of Sale and Authorship Warranty printed in the catalogue, additional notices or terms printed in the catalogue and supplements to the catalogue posted in the salesroom, and in accordance with the above statements and conditions.

Date

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I ACCEPT THE CONDITIONS OF SALE OF PHILLIPS AS STATED IN OUR CATALOGUES AND ON OUR WEBSITE

• COMPANY PURCHASES We require a copy of government-issued identification (such as the certificate of incorporation) to verify the status of the company. This should be accompanied by an official document confirming the company's EU VAT registration number, if applicable, which we are now required by HMRC to hold.

 CONDITIONS OF SALE All bids are placed and executed, and all lots are sold and purchased subject to the Conditions of Sale printed in the catalogue. Please read them carefully before placing a bid. Your attention is drawn to Paragraph 4 of the Conditions of Sale.

• Please note that our buyer's premium is 25% of the hammer price up to and including £25,000, 20% of the portion of the hammer price above £25,000 up to and including £500,000 and 12% of the portion of the hammer price above £500,000 on each lot sold. Any purchaser of a lot to which Artist's Resale Right applies will be charged an amount equal to the applicable resale royalty, which will be added to the purchase price, together with all applicable VAT charges.

• Payment for lots can be made by cash (up to £5,000), credit card (up to  $\pm 50,000$ ) using Visa, American Express or Mastercard only, UK debit cards, wire transfer, banker's draft or personal cheque with identification, drawn on UK banks. Please note that credit cards are subject to a surcharge.

 Lots cannot be collected until payment has cleared and all charges have been paid.

• By signing this Bid Form, you agree to the processing of your personal information and also to the disclosure and transfer of such information to any associated company of PHILLIPS and to third parties involved in the auction anywhere in the world, including in countries which may not offer equivalent protection of personal information to that offered in the UK.

Paddle Number

#### ABSENTEE/TELEPHONE BID FORM Please use this form to register

for absentee bids or telephone bids. Please read the advice and conditions included here, and note that it is important that you indicate whether you are applying as an individual or on behalf of a company.

Please select the type of bid you wish to make with this form, and for which sale:

	ABSENTEE BID
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TELEPHONE BID (Please select one)

Sale Title	2	Sale number	Sale date
Are you a	pplying as an individua	I or on behalf of a company (Please s	elect one)
Client nu	mber (if known)		
Title	First name	Surname	
Company	name (complete this only if	you are bidding on behalf of a company)	
VAT num	ber (if applicable)		
Address			
City		State / County	
Postcode	/ zip code	Country	
Phone		Mobile	Fax
Email			
Phone (fo	r phone bidding only)		

Lot number In numerical order	Brief description	Maximum pound sterling price* Absentee bids only

\* Excluding Buyer's Premium and VAT

#### FINANCIAL INFORMATION

For your bid to be accepted, we require the following information for our reference only. Please note that you may be contacted to provide a bank reference:

Credit card type	Expiration date
Credit card number	
For anyone wishing to bid on lots with a low pr information for our reference only:	re-sale estimate of above $\pm 5,000$ , please provide the following
Bank name	Contact

 Telephone / fax
 Account number

 I hereby authorise the above references to release information to PHILLIPS. Please bid on my behalf up to the limits shown for the indicated

lots without legal obligations to PHILLIPS, its staff or agents; and subject to the Conditions of Sale and Authorship Warranty printed in the catalogue, additional notices or terms printed in the catalogue and supplements to the catalogue posted in the salesroom, and in accordance with the above statements and conditions.

Signature	Date

I ACCEPT THE CONDITIONS OF SALE OF PHILLIPS AS STATED IN OUR CATALOGUES AND ON OUR WEBSITE

Please return this form by fax to +44 20 7318 4035 or email it to bidslondon@phillips.com at least 24 hours before the sale

PHILLIPS

Howick Place London SW1P 1BB +44 20 7318 4010 www.phillips.com bidslondon@phillips.com

• **COMPANY PURCHASES** We require a copy of government-issued identification (such as the certificate of incorporation) to verify the status of the company. This should be accompanied by an official document confirming the company's EU VAT registration number, if applicable, which we are now required by HMRC to hold.

• **CONDITIONS OF SALE** All bids are placed and executed, and all lots are sold and purchased subject to the Conditions of Sale printed in the catalogue. Please read them carefully before placing a bid. Your attention is drawn to Paragraph 4 of the Conditions of Sale.

 Please note that our buyer's premium is 25% of the hammer price up to and including £25,000, 20% of the portion of the hammer price above £25,000 up to and including £500,000 and 12% of the portion of the hammer price above £500,000 on each lot sold. Any purchaser of a lot to which Artist's Resale Right applies will be charged an amount equal to the applicable resale royalty, which will be added to the purchase price, together with all applicable VAT charges.

- "Buy" or unlimited bids will not be accepted. Alternative bids can be placed by using the word "OR" between lot numbers.
- For absentee bids, indicate your maximum limit for each lot, excluding the buyer's premium and any applicable VAT. Your bid will be executed at the lowest price taking into account the reserve and other bidders. On no reserve lots, in the absence of other bids, your bid will be executed at approximately 50% of the low pre-sale estimate or at the amount specified, if less than 50% of the low estimate.
- Your bid must be submitted in the currency of the sale and will be rounded down to the nearest amount consistent with the auctioneer's bidding increments.
- If we receive identical bids, the first bid received will take precedence.
- Telephone bidding is available for lots whose low pre-sale estimate is at least £500.
- Arranging absentee and telephone bids is a free service provided by us to prospective buyers. While we will exercise reasonable care in undertaking such activity, we cannot accept liability for errors relating to execution of your bids except in cases of wilful misconduct. Agreement to bid by telephone must be confirmed by you promptly in writing or by fax. Telephone bid lines may be recorded.
- Please submit your bids to the Bid Department by fax at +44 20 7318 4035 or scan and email to bidslondon@phillips.com at least 24 hours before the sale. You will receive confirmation by email within one business day. To reach the Bid Department by phone please call +44 20 7318 4045.
- Payment for lots can be made by cash (up to £5,000), credit card (up to £50,000) using Visa, American Express or Mastercard only, UK debit cards, wire transfer, banker's draft or personal cheque with identification, drawn on UK banks. Please note that credit cards are subject to a surcharge.
- Lots cannot be collected until payment has cleared and all charges have been paid.
- By signing this Bid Form, you agree to the processing of your personal information and also to the disclosure and transfer of such information to any associated company of PHILLIPS and to third parties involved in the auction anywhere in the world, including in countries which may not offer equivalent protection of personal information to that offered in the UK.

<sup>•</sup> All bids made on your behalf by us will be done so confidentially.

# PHILLIPS

# **CONTEMPORARY ART** EVENING & DAY SALES



AUCTION MAY 16 & 17, 2013 450 PARK AVENUE NEW YORK DEADLINE APRIL 1, 2013

Zach Miner Head of Evening Sale zminer@phillips.com +1 212 940 1256

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