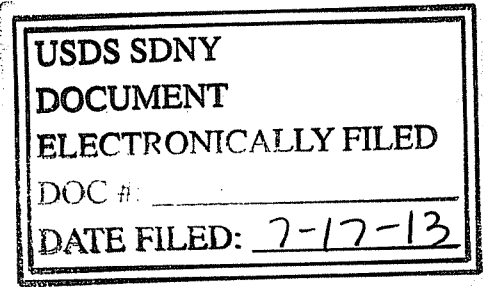


PREET BHARARA  
United States Attorney for  
the Southern District of New York  
By: CHRISTINE I. MAGDO  
Assistant United States Attorney  
One St. Andrew's Plaza  
New York, New York 10007  
Tel. (212) 637-2297

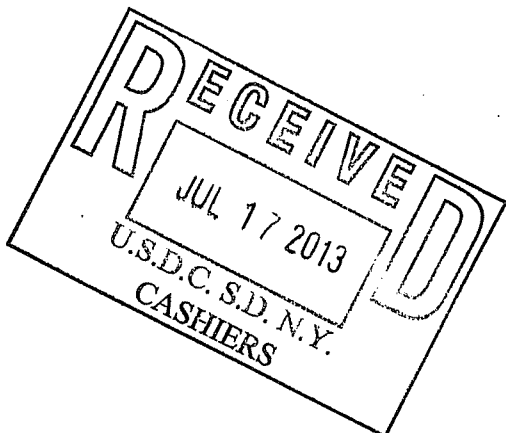


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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:  
IN RE: ONE LOUIS HENNEPIN BOOK ENTITLED  
"DESCRIPTION DE LA LOUISIANE,  
NOUVELLEMENT DECOUVERTE AU SUDOUEST  
DE LA NOUVELLE-FRANCE, PAR ORDRE DU ROI;  
AVEC LA CARTE DU PAYS, LES MOEURS ET LA  
MANIERE DE VIVRE DES SAUVAGES," PRINTED  
IN PARIS IN 1683 BY SEBASTIEN HURE;  
:  
IN RE: ONE HENRY LEWIS BOOK ENTITLED  
"DAS ILLUSTRIRTE MISSISSIPPITHAL,  
DARGESTELLT IN 80 NACH DER NATUR  
AUFGENOMMENEN ANSICHTEN VOM  
WASSERFALLE ZU S:T ANTHONY AN BIS ZUM  
GOLF VON MEXICO," PRINTED IN DUSSELDORF  
BETWEEN 1854-58 BY ARNTZ & COMP.,  
:  
Defendants-in-Rem.  
:  
----- X

STIPULATION AND ORDER

13 Misc.



WHEREAS, the Federal Bureau of Investigations (the "FBI") and the United States Attorney's Office ("USAO") have determined the following facts:

- (a) Between 1995 and 2004, Anders Burius ("Burius"), an employee of the National Library of Sweden stole at least fifty-six rare or one-of-a-kind books from the National Library of Sweden's collection;
- (b) After stealing the books, Burius consigned or sold the books to Ketterer Kunst

- (“Ketterer”), an auction house in Germany;
- (c) In 2004, Burius confessed to the book thefts and admitted to Swedish law enforcement that he had sold and/or consigned the stolen books to Ketterer under the alias “Carl/Karl Fields”;
  - (d) Shortly after confessing to the thefts, Burius committed suicide;
  - (e) Swedish authorities have received information that thirteen of the stolen books were sold by Ketterer to individuals and/or entities in the United States;
  - (f) On or about November 16, 1998, Stephan Loewentheil, the owner of 19<sup>th</sup> Century Shop Rare Books in Baltimore, Maryland, purchased, without knowledge of the theft, at a Ketterer auction, the following books that had been stolen from the National Library of Sweden by Burius:
    - i. One Louis Hennepin book entitled “Description de la Louisiane, nouvellement decouverte au sud-ouest de la Nouvelle-France, par ordre du roi; avec la carte du pays, les moeurs et la maniere de vivre des sauvages,” printed in Paris in 1683 by Sebastien Hure; and
    - ii. One Henry Lewis book entitled “Das illustrierte Mississippithal, dargestellt in 80 nach der Natur aufgenommenen Ansichten vom Wasserfalle zu S:t Anthony an bis zum Golf von Mexico...,” printed in Dusseldorf between 1854-58 by Arntz & Comp.
- (collectively, the “Subject Properties”).
- (g) The Subject Properties belong to the National Library of Sweden.

WHEREAS, Stephan Loewentheil (“Loewentheil”), the owner of 19<sup>th</sup> Century Shop Rare Books in Baltimore, Maryland was advised that the Subject Properties were stolen from the National Library of Sweden;

WHEREAS, Loewentheil has denied any knowledge, at the time of purchase and

until contacted by the United States, that the Subject Properties were stolen;

WHEREAS, Loewentheil wishes to have the Subject Properties returned to the National Library of Sweden and has agreed to voluntarily relinquish all right, title, and interest he may have in the Subject Properties and take such steps as are necessary to recover the books and transmit them to the FBI;

WHEREAS, the USAO, the FBI, and Loewentheil have determined that the Subject Properties should be returned to the National Library of Sweden;

WHEREAS, Loewentheil has voluntarily re-obtained, at his cost, the Subject Properties, and is currently in possession of the Subject Properties;

WHEREAS, Loewentheil consents to voluntarily tender the Subject Properties to the FBI, so that the Subject Properties may be returned to the National Library of Sweden;

WHEREAS, the USAO has uncovered no evidence of wrongdoing on the part of Loewentheil, or his agents, officers and employees; and

WHEREAS, Loewentheil has cooperated fully with the FBI's investigation and wishes to resolve this matter by providing for the return of the Subject Properties to the National Library of Sweden, their rightful owner, through the FBI and the USAO;

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned parties, as follows:

1. Loewentheil consents to tender the Subject Properties by the FBI, to allow for their return to the National Library of Sweden.
2. Loewentheil represents that his company, 19<sup>th</sup> Century Shop Rare Books in Baltimore, Maryland, is the sole owner of the Subject Properties and agrees to hold harmless the United States and any and all of its agents, contractors, and employees (including, without

limitation, FBI, the Department of State, and the USAO) from any and all claims, including, without limitation, third-party claims, in connection with or arising out of the United States' transfer of the Subject Properties to the National Library of Sweden.

3. This Stipulation and Order shall in no way be deemed an admission of culpability, liability, or guilt on behalf of Loewentheil or any of his agents, officers or employees, past and present, and the United States stipulates that Loewentheil has cooperated fully to recover the Subject Properties for return to their rightful owner.

4. Loewentheil warrants that he has the authority to sign this Stipulation and Order on behalf of 19<sup>th</sup> Century Shop Rare Books in Baltimore, Maryland.

5. The signature page of this Stipulation and Order may be executed in one or more counterparts, each of which will be deemed an original but all of which together will constitute one and the same instrument. Fax, scanned and emailed copies shall be treated as originals.

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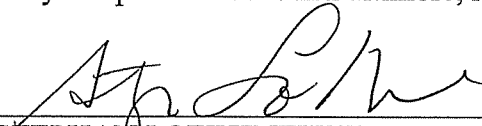
6. This Stipulation and Order represents the complete agreement of the parties and cannot be amended without written consent of all the parties to this Stipulation and Order.

Agreed and consented to:  
PREET BHARARA  
United States Attorney for the  
Southern District of New York

By:   
CHRISTINE I. MAGDO  
Assistant United States Attorney  
One St. Andrew's Plaza  
New York, New York 10007  
Tel. (212) 637-2279

7/12/13  
Date

19<sup>th</sup> Century Shop Rare Books in Baltimore, Maryland

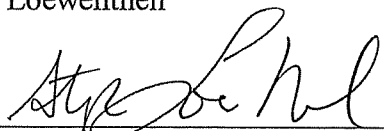
By:   
STEPHAN LOEWENTHEIL  
10400 Stevenson Road 100  
Stevenson, MD 21153

6/7/13  
Date

By:   
KENT MINSHALL, ESQ.  
2189 Professor Ave.  
Cleveland, OH 44113  
Tel: (216) 357-5900  
*Counsel to 19<sup>th</sup> Century Shop Rare Books*


6/13/13  
Date

Stephan Loewentheil

By:   
STEPHAN LOEWENTHEIL  
10400 Stevenson Road 100  
Stevenson, MD 21153

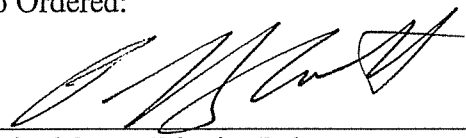
6/7/13  
Date

By:

  
\_\_\_\_\_  
KENT MINSHALL, ESQ.  
2189 Professor Ave.  
Cleveland, OH 44113  
Tel: (216) 357-5900  
*Counsel to Stephan Loewentheil*

6 13 13  
Date

So Ordered:

  
\_\_\_\_\_  
United States District Judge  
Southern District of New York  
Part I

7-16-13  
Date