



AUCTIONEER CONSUMER COMPLAINT FORM

THIS FORM IS TO BE USED IF YOU ARE FILING A COMPLAINT AGAINST A LICENSED AUCTIONEER BECAUSE HE OR SHE HAS VIOLATED A STATUTE, RULE OR ORDINANCE. PLEASE FILL OUT THE FORM AND RETURN IT TO THE ADDRESS STATED ON THE FORM.

THIS COMPLAINT IS FILED AGAINST THE INDIVIDUAL/BUSINESS BELOW:

AUCTIONEER'S NAME: NEW ORLEANS AUCTION GALLERIES, INC
JEAN VIDOS, TESSA STEINKAMP, RICHARDSON L. AHODES

LICENSE # (if known): _____

ADDRESS: 801 MAGAZINE STREET, NEW ORLEANS, LA 70130

PHONE NUMBER(S): 504-566-1849

COMPANY NAME: _____

PHONE NUMBER(S): _____

PLEASE STATE THE EXACT NATURE OF YOUR COMPLAINT INCLUDING DATES.
Give as much detail as possible. You may attach a separate sheet if necessary.

PLEASE SEE ATTACHED

PS: I RECEIVED NOTICE OF BANKRUPTCY INDICATING NEW
ORLEANS AUCTION GALLERIES INC FILED CHAPTER 11
ON 4/4/11. THEY OWE ME MONEY, BUT MY FUNDS
SHOULD BE HELD IN ESCROW ACCOUNT, I AM NOT THEIR
DEBTOR

COMPLAINANT INFORMATION:

NAME: DANNY PUN

ADDRESS: 1122 ETHEL ST GLENDALE, CA 91207

PHONE NUMBERS: HOME 626-862-6212 WORK 626-862-6212

DID YOU HAVE A WRITTEN CONTRACT WITH THE AUCTIONEER?

YES NO

If yes, attach copy of contract.

ATTEMPTS TO RESOLVE THE PROBLEM:

What attempts, (if any) have been made to resolve this complaint prior to filing with the board?

DEMAND LETTER WAS SENT OUT 4/4/11

Date of demand letter(s) (if any) asking for refund or other demand: 4/4/11
(Attach copies of any correspondence)

Date of formal complaint (if any) filed in any court: NONE YET
(Attach copies of documents)

Response (if any) by Auctioneer or Business: NONE YET
(Attach copies of any correspondence)

Are you willing to appear before the Board at a formal hearing on this matter? YES NO

Filling out this form with as much information as is known will expedite the investigation of your complaint.

Please sign this document and mail it along with copies of supporting documents.

The complainant states that he/she is the complainant in the foregoing complaint and that all of the allegations contained therein are true and correct to the best of Complainant's knowledge, information and belief.

Danny Pun

4/4/11

COMPLAINANT'S SIGNATURE

DATE

* I WILL BE OUT OF COUNTRY ON BUSINESS FROM 4/5 - 4/18
I CAN BE REACHED AT DANNYPUN@AOL.COM

Nature of complaint

P 1 of 2

The following two items were purchased by me (as a telephone bidder) from New Orleans Auction Galleries, Inc. at their 1/30/11 auction (Sale# 1101)

Item 1:

Lot 667 Jadeite Jade screen, purchased and paid \$48,000

I asked Richerson L Rhodes, Oriental specialist and G. G. to clarify what kind of the jade the "jade screen" is, before the auction. Mr. Rhodes told me very clearly and definitely, at least twice, before the auction, over the phone: "It is jadeite jade, beautiful natural emerald green color." When I picked up the item after the auction at the New Orleans Auction Gallery, I ask Mr. Rhodes the same question again, this time in person face to face, his reply: it is "jadeite jade, emerald green color"

GIA identification report conclusion:

Report dated 3/25/11, it is nephrite jade (not jadeite jade)

Item 2:

Lot 917 Chicken Blood Stone carving, purchased and paid \$79,950.00

GIA identification report conclusion:

Report dated 3/24/11, it is man-made material, not chicken blood stone.

When I informed Mr. Rhodes the above facts, he emailed me on 3/30/11 that he refuses to take back the screen, quote "The screen was cataloged as "jade" and their interpretation is that as nephrite is jade, it was not misrepresented." I strongly disagree. Because "jadeite is jade too and that is why I asked him to clarify what kind of jade that is. He, as an Oriental specialist and GG" told me at least 3 times, 2 times before auction "it is jadeite jade" Relying on his expertise, that was the reason and only reason I bid the price 5 times more than high auction estimate.

Mr. Rhodes realized the fact that he has repeatedly told me "it is jadeite jade". He said to me over the phone even after I received the GIA report, "I thought it was jadeite jade, because it's mirror like polish".

Regarding the chicken blood stone seal, Mr. Rhodes said he couldn't refund my money because their account is frozen. Quote from his 3/27 email:

"We are working very hard right now because there have been some problems at the auction house. Our bank is in trouble with bank examiners and has siezed our bank accounts and supposedly other people's accounts who had lines of credit."

As part of the payment, I did a wire transfer of funds on 2/24 to New Orleans Auction Gallery's escrow account(#0506224) held at First Bank & Trust located at 909 Poydras Street, New Orleans, LA 70112. I called and talked to the officer on that account, Ms. Harrison. Ms. Harrison informed me that the bank is in good standing (not in trouble) and the account (#0506224) was not frozen.

PARKER · STANBURY LLP

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April 4, 2011

New Orleans Auction Galleries, Inc.
Jean Vidos, President
801 Magazine St.
New Orleans, LA 70130

Dear Mr. Vidos:

Re: Danny Pun
Our File Number: 2907081

Danny Pun of Glendale, California has consulted with this firm regarding two items he purchased from your organization on or around January 31, 2011, after relying on your professional recommendations and description. Mr. Pun informs us that two items in particular were misrepresented by your auction specialist and/or by the catalog listings:

- 1) Lot #667, Jadeite screen, purchased for \$48,000.00, and
- 2) Lot #917, Chicken Blood stone carving, purchased for \$79,950.00.

Mr. Pun informs us that GIA examined and inspected these items and made the following conclusions expressed in their March 24 and March 25, 2011 reports:

- 1) Lot #667 is Nephrite, not jadeite;
- 2) Lot #917 is man-made material, not chicken blood stone.

We have been informed that you are in the business of rendering expert and professional opinions on items before placing them up for auction. Mr. Pun is understandably devastated by this incident. He therefore demands a refund for both items and that you return the items back to your facility at your expense.

Please be advised that Mr. Pun has been made fully aware of his legal rights and your potential obligations and liabilities regarding this matter and has indicated the intent to fully pursue any and all legal remedies available to him shall this matter not be resolved amicably and expeditiously.

April 4, 2011
Page 2

Please consider this letter as a formal demand on behalf of Mr. Pun that you immediately return both items at your expense and provide him a full refund. Mr. Pun further demands a response **within ten (10) days** of receipt of this letter. Should you have any questions or require additional information, you may contact Mr. Pun directly, in writing at the following address:

Danny Pun
1112 Ethel St.
Glendale, CA 91207-1822

Your immediate attention to this matter is greatly appreciated.

Very truly yours,

PARKER STANBURY LLP

By



LINDA MUCHAMEL

LHM/me
cc: Mr. Pun

Enclosures

IDENTIFICATION REPORT

March 25, 2011

GIA REPORT 6137196683

Measurements **54.00 x 38.50 x 0.80 cm**
 Shape..... **Carved Oval Tablet**
 Transparency **Translucent**
 Color..... **Mottled Green**
 Item Description..... **Mounted in a dark brown carved frame.**

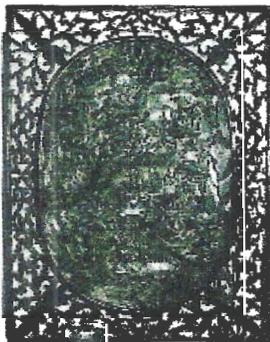
CONCLUSION

Species..... **NEPHRITE JADE**

Comments:

A yellow metallic coating is present in characters carved on the back of the tablet.

Image in Approximate



6137196683

This report is based on the information provided by the client and is not a guarantee of the quality or value of the gemstone. The Gemological Institute of America (GIA) is not responsible for the accuracy of the information provided by the client. The Gemological Institute of America (GIA) is not responsible for the accuracy of the information provided by the client. The Gemological Institute of America (GIA) is not responsible for the accuracy of the information provided by the client.

1.31 1.32 1.33 1.34 1.35 1.36 1.37 1.38 1.39 1.40 1.41 1.42 1.43 1.44 1.45 1.46 1.47 1.48 1.49 1.50
210110325461

IMPORTANT LIMITATIONS ON REPORT



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GIA Laboratories
Raleigh London Geneva
Antwerp Hong Kong Moscow New York

www.gia.edu

IDENTIFICATION REPORT

March 24, 2011

Weight **4494.50 carat**
 Measurements **127.40 x 64.15 x 62.20 mm**
 Shape **Pierced Carving**
 Transparency **Semi-Translucent To Opaque**
 Color **Mottled Orangi Red**

CONCLUSION

Species **A MANUFACTURED PRODUCT**

Comments:

This is a man-made material.

GIA REPORT 1136196684

Image is Approximate



1136196684

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