

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

MIAMI DIVISION

CASE NO. 97-7175-CIV-JORDAN

FILED by *[Signature]* D.C.  
JUN 13 2000  
CLARENCE MADDOX  
CLERK U.S. DIST. CT.  
S.D. OF FLA. MIAMI

MARK DAVID LEVITON )  
 )  
 Plaintiff )  
 )  
 vs. )  
 )  
 HOLLYWOOD ART & CULTURE )  
 CENTER, INC. )  
 )  
 Defendant )  
 \_\_\_\_\_ )

**CERTIFICATION OF CONSTITUTIONAL CHALLENGE**

Pursuant to 28 U.S.C. § 2403(a), the Court certifies to the Attorney General of the United States that defendant Hollywood Art & Culture Center, Inc., challenges the constitutionality of the Visual Artist's Rights Act of 1990, 17 U.S.C. § 101. Copies of the memoranda filed by the parties on this issue are attached to this order. The government shall have until July 26, 2000, to file a memorandum of law on the constitutionality of the Visual Artist's Rights Act of 1990.

DONE and ORDERED in chambers in Miami, Florida, this 12<sup>th</sup> day of June 2000.

\_\_\_\_\_  
Adalberto Jordan  
United States District Judge

Copy to: Attorney General of the United States  
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