

2024 Night of Artists Rules of Sale – Absentee Bidding

BIDDING AUTHORITY

By participating in the Night of Artists Exhibition and Sale, you are agreeing to the terms and conditions in the 2024 Rules of Sale.

1. Briscoe Western Art Museum agrees to act as an agent of the absentee bidder, and as such, it owes duties of trust, loyalty, confidentiality, accounting, and disclosure to the absentee bidder.
2. The Briscoe is representing the absentee bidder on a limited basis as the absentee bidder's agent for absentee bids to best promote the absentee bidder's interests in the sale
3. The Briscoe reserves the right at its sole discretion to not bid for any of the following reasons: (a) if the order is not clear; (b) if the order does not arrive in sufficient time; (c) if the credit of the purchaser is not established; or (d) any other reason.
4. The Absentee bidder cannot submit an absentee bid and place an in person bid, if the Briscoe is notified of this, the bids will be disqualified.
5. Absentee and phone bids are executed in competition with other bids, and as a result, it is very possible due to variations in bidding patterns that a lot may be won by another bidder for the same amount for which an absentee bid is authorized.
6. Due to an anticipated high call volume, phone bids are entered on a first-come, first-served basis.
7. Live Auction Absentee bids must be a minimum of 60% of the low estimate. Otherwise, we recommend bidding in person. All absentee bids must state the highest bid price the bidder is willing to pay. In the event identical absentee bids are submitted, the first bid received will have the first right of purchase.
8. Live Auction phone bids must be a minimum of 75% of the low estimate. Otherwise, we recommend bidding in person or by absentee. A museum representative will contact absentee telephone bidders via telephone immediately prior to the sale of each lot the bidder wishes to bid on and will then bid live as a proxy for the telephone bidder during the Live Auction Sale. In the event identical phone bids are submitted, the first bid recognized by the auctioneer will have the first right of purchase
9. The museum will confirm receipt of your bid form prior to the auction. If you submit a form but do not receive confirmation of receipt within 24 hours, please contact the *Night of Artists* Collectors Concierge. After the auction, only successful bidders will be notified.
10. All Bidders must complete an Absentee Bid Form and the museum must receive the form before noon (12:00 p.m.) on Thursday, March 21, 2024. Absentee bids submitted indicate a guarantee to purchase.

FEES

11. This absentee bidding service is provided free to all registered ticketholders; all others must pay a service fee of \$50 per bidder that will be charged upon confirmation of the bidder's information by phone or email from a Briscoe team member.

WINNING BIDS

12. Upon a winning bid by an absentee bidder, the Briscoe Western Art Museum will notify the absentee bidder via phone or email within 24 hours from the close of the sale.
13. The absentee bidder acknowledges that any winning bid will become irrevocable upon acceptance by the Briscoe Western Art Museum on behalf of the seller, and the absentee bidder will thereupon comply with all other terms and conditions of this document and all the Rules of Sale.