



Empire State Development

**FILM TAX CREDIT – QUARTERLY REPORT
CALENDAR YEAR 2016: FOURTH QUARTER
DECEMBER 31, 2016**

Empire State Development (ESD) oversees administration of the film production and post-production tax credits.

This report reflects program activity during this quarter. The information presented includes projected spending, hires and estimated credits for film and post-production projects deemed eligible to participate in the Program, and, pursuant to new reporting requirements, actual spending, hires and credits issued to projects that have been completed and audited.

ESD accepts initial applications on a rolling basis and reviews them when deemed complete. A preliminary eligibility determination is made for all applications that meet the criteria set forth in statute and regulations and applicants are invited to submit a final application once projects are finished. This report reflects new applications submitted during October, November, and December, 2016.

Production companies may be eligible to receive a fully refundable base line credit of 30 percent of qualified production costs and post-production costs incurred in New York State. Additional incentives may be available in each of the tax credit Programs and subject to additional requirements.

INITIAL APPLICATIONS BY TAX CREDIT LEVEL

The tax credit is claimed pursuant to a three tiered schedule. Projects issued less than \$1 million in credits can claim the entire credit in the first year. Projects with credits issued of more than \$1 million but less than \$5 million can claim the credit over two years (50% each year); and, projects issued credits of \$5 million or more can claim the credit over three years

(33% each year). Below is a summary of the initial applications received this quarter based on the amount of estimated credits.

- Number of Projects, estimated credits of less than \$1 million: 46 projects/ \$9,362,982
- Number of Projects, estimated credits of \$1 million up to \$5 million: 5 projects/\$10,433,014
- Number of Projects, estimated credits of \$5 million or more: 8 projects/\$91,852,331

For film production projects, once a project is completed and a final application is submitted and approved, a tax credit certificate is issued. The timing of credit claims is based on: (1) the project completion date, (2) the allocation year and (3) the size of the credit allotted. The first year an approved applicant can claim a credit is the taxable year in which the project is completed or the year following the allocation year, whichever is later.

For post-production projects, the credit shall be allowed for the taxable year in which the production of such qualified film is completed.

The projected completion dates for the initial applications submitted this quarter fall between October 2016 and June 2018.

INITIAL APPLICATIONS – FILM PRODUCTION CREDIT

During the fourth quarter of 2016, the Film Tax Credit Program deemed 30 initial applications eligible to submit a final application for credits. The data in this report is based on those projects, which include 17 films, 4 pilots, and 9 series totaling over \$103.3MM in credits.

INITIAL APPLICATIONS – FILM PRODUCTION CREDIT – BY MONTH

- October 2016, 14 initial applications received, estimated tax credits: \$47,738,930
- November 2016, 9 initial applications received, estimated tax credits: \$11,226,302
- December 2016, 7 initial applications received, estimated tax credits: \$44,399,069

Chart A shows the estimated number of hires, qualified costs, and total New York budget per project for the 30 initial applications approved this quarter. The New York budget represents the estimated spending in New York State. The figures shown in the column for number of employees are head-count numbers, not full-time equivalents.

NYS FILM TAX CREDIT PROGRAM			
Chart A			
Initial Applications Submitted During 4th Quarter 2016			
ID	Number of Employees	Qualified Costs	Total NY Budget
1770	1,968	\$32,252,695	\$46,565,894
1771	2,749	\$41,926,204	\$59,460,921
1772	477	\$7,413,747	\$8,866,341
1773	516	\$27,417,603	\$36,109,729
1775	49	\$60,435	\$95,635
1776	139	\$665,553	\$1,087,668
1777	249	\$829,192	\$1,275,703
1778	1,080	\$4,603,030	\$5,464,209
1779	120	\$546,099	\$628,402
1780	323	\$1,119,589	\$1,561,879
1781	1,458	\$40,295,368	\$54,995,324
1782	251	\$591,178	\$950,000
1783	907	\$10,300,304	\$12,829,458
1785	66	\$134,665	\$160,465
1786	2,218	\$24,153,426	\$32,791,439
1787	33	\$164,460	\$242,976
1788	81	\$287,339	\$434,785
1789	181	\$1,133,575	\$1,470,645
1790	75	\$1,035,139	\$1,623,270
1791	115	\$592,894	\$1,104,229
1792	1,356	\$69,616,560	\$94,456,217
1793	325	\$1,223,481	\$1,440,962
1794	2,430	\$29,692,191	\$40,194,320
1795	107	\$523,088	\$764,903
1796	22	\$2,872,293	\$3,802,873
1797	451	\$2,396,979	\$4,134,394
1798	3,707	\$40,820,395	\$58,597,835
1803	155	\$174,303	\$235,545
1804	25	\$75,360	\$89,160
1813	16	\$1,375,001	\$1,375,001
Totals	21,649	\$344,292,146	\$472,810,182

INITIAL APPLICATIONS – POST-PRODUCTION CREDIT

During the third quarter of 2016, the Film Tax Credit Program deemed 29 initial applications for the post-production tax credit eligible to submit a final application for credits.

INITIAL APPLICATIONS – POST- PRODUCTION CREDIT – BY MONTH

- October 2016, 11 initial applications received, estimated tax credits: \$4,601,200
- November 2016, 9 initial applications received, estimated tax credits: \$2,917,858
- December 2016, 9 initial applications received, estimated tax credits: \$764,968

Chart B shows the estimated number of hires, qualified costs, and total New York budget for each of the 29 post-production projects approved this quarter.

POST - PRODUCTION TAX CREDIT PROGRAM			
Chart B			
Initial Applications Submitted During 4th Quarter 2016			
ID	Number of Employees	Qualified Costs	Total NY Budget
352	3	\$166,093	\$198,593
354	8	\$439,601	\$439,601
355	1	\$215,238	\$225,520
356	12	\$328,146	\$348,146
357	0	\$1,737,070	\$1,737,070
358	0	\$95,650	\$95,650
359	0	\$708,675	\$708,675
360	0	\$945,325	\$945,325
361	9	\$1,393,453	\$1,541,249
362	12	\$1,676,876	\$2,019,040
363	5	\$123,368	\$137,368
364	13	\$7,623,540	\$8,564,415
365	4	\$400,000	\$400,000
366	1	\$104,450	\$114,450
367	40	\$4,836,092	\$5,549,564
368	47	\$1,101,520	\$1,650,637
369	0	\$900,000	\$900,000
370	10	\$265,202	\$265,202
371	31	\$1,644,202	\$1,860,202
372	0	\$150,000	\$150,000
373	0	\$156,660	\$156,660

Chart B - Continued			
ID	Number of Employees	Qualified Costs	Total NY Budget
374	4	\$104,557	\$117,986
375	10	\$497,638	\$497,638
376	5	\$594,477	\$594,477
377	7	\$665,850	\$713,050
382	12	\$580,487	\$580,487
383	5	\$36,075	\$40,075
387	6	\$62,100	\$70,100
388	13	\$27,300	\$27,300
Totals	258	\$27,579,645	\$30,648,480

FINAL APPLICATIONS – CREDITS ISSUED – FILM PRODUCTION AND POST PRODUCTION

Statutory provisions enacted in 2013 require that additional information be disclosed about the name of the company receiving the film and post-production tax credit, the amount of tax credit issued, and the credit eligible hours and wages for each project issued a credit. This new reporting requirement is applicable to film companies that submitted an initial application on or after March 28, 2013 AND have since completed their projects and were issued tax credits.

During the fourth quarter of 2016, 51 film projects and 15 post-production projects were issued credits that are subject to this new requirement. Charts C and D show the project name, the studio when applicable, the company that was issued the credit, the state where the company is incorporated, the county when applicable, the qualified costs, the total spending in New York State, the total number of employees hired, the credit eligible hours and credit eligible wages, and the credit issued amount for each of these 66 projects.

- Chart C - The 51 film projects issued credits during this reporting period spent \$523.7MM in New York State, hired 40,844 production workers and were issued credits of \$115MM.
- Chart D - The 15 post-production projects issued credits during this period spent \$17.1MM in New York State, hired 196 production workers and were issued credits of \$4.6MM.

Chart C

Film Tax Credit Program – Credits Issued

PROJECT	Studio	Company	State of Inc.	County	Qualified Costs	NYS Spend	Total Hires	Credit Eligible Hours	Credit Eligible Wages	Credit Issued Amount
Blacklist, Season 1	SONY	Woodridge Productions Inc.	CA		\$65,314,366	\$80,521,826	4,338	658,620	\$29,074,161	\$19,594,310
Unreachable by Conventional Means		Mailer Daemon, Inc.	NY	NY	\$436,668	\$610,615	112	12,321	\$215,502	\$131,000
My Dead Boyfriend		Dead Boyfriend, LLC	NY	NY	\$1,263,720	\$1,493,893	401	22,623	\$526,697	\$379,116
Wedding in New York		Ganga New York	NY	NY	\$589,239	\$1,038,698	610	17,853	\$196,085	\$176,764
Nymphets, The		Nymphets Movie, LLC	NY	KINGS	\$98,544	\$162,844	40	3,536	\$44,334	\$29,563
Songbyrd Pilot	NBCU	Universal Network Television, LLC	DE		\$3,837,674	\$5,071,265	742	45,736	\$1,966,701	\$1,151,302
Sharknado 2		Southward Films, LLC	GA		\$1,652,584	\$2,198,544	342	22,199	\$758,572	\$495,775
Paper Store		The Paper Store Studio	NY	NY	\$107,994	\$127,022	37	1,446	\$26,775	\$32,398
Good Ol' Boy		Ponca City LLC	LA		\$691,692	\$1,266,180	111	8,870	\$330,488	\$207,508
King Jack		King Jack Inc.	NY	NY	\$289,250	\$417,347	60	9,332	\$130,029	\$86,775
Mysteries of Laura, Season 1	WB	Warner Bros Television	DE		\$47,122,473	\$69,341,796	5,821	558,395	\$22,740,184	\$14,136,742
Tomorrow Ever After		Their Productions Inc.	NY	NY	\$59,148	\$65,610	35	3,246	\$37,200	\$17,744
Fourth Man Out		Lauren & Lauren, Inc.	NY	ALB	\$312,740	\$434,120	84	7,320	\$93,525	\$93,822
Dwelling		BeWILdered Media Productions, LLC	NY	ERIE	\$36,758	\$46,094	28	3,125	\$30,825	\$11,027
Better Off Single		RSP 2014 Funding 001	NY	NY	\$619,581	\$779,909	273	15,482	\$245,091	\$185,874
Killer Rack		Slaughtered Lamb Productions	NY	ERIE	\$34,434	\$50,010	27	1,546	\$19,250	\$10,330
Jack and Triumph	NBCU	Universal Television, LLC	CA		\$7,747,997	\$11,656,023	631	72,983	\$3,670,007	\$2,324,399
Michael		Michael Glatze, LLC	CA		\$1,481,080	\$1,759,633	440	28,426	\$711,744	\$444,324
Seasons of Love		Seasons of Love, LLC	CA		\$908,949	\$1,735,651	389	15,107	\$423,312	\$272,685
Members Only	CBS	Eye Productions Inc.	DE		\$5,447,212	\$8,107,702	898	60,367	\$2,768,290	\$1,634,164
Saturday Night Live, Season 40	NBCU	NBC Studios, LLC	NY	NY	\$45,278,405	\$75,473,810	2,473	373,988	\$21,392,513	\$13,583,522
Demolition	Black Label Media	Demo Movie NY, Inc.	CA		\$8,234,654	\$11,122,927	1,158	94,308	\$4,340,061	\$2,470,396
Slap, The	NBCU	Universal Television, LLC	CA		\$28,547,568	\$37,410,328	2,617	302,972	\$14,367,263	\$8,564,270
Three Generations		Generations Productions	NY	NY	\$4,876,325	\$6,013,450	459	61,354	\$2,096,107	\$1,462,897
In the Dark		Seven Oak Films LLC	NY	WESTC	\$83,374	\$107,808	50	2,733	\$27,215	\$25,012
Stealing Chanel		Shopliftermovie, LLC	NY	NY	\$180,582	\$231,599	40	7,742	\$79,435	\$54,175

Chart C Continued – Film Tax Credit Program – Credits Issued

PROJECT	Studio	Company	State of Inc.	County	Qualified Costs	NYS Spend	Total Hires	Credit Eligible Hours	Credit Eligible Wages	Credit Issued Amount
You Were Never Here		You We Never Here, LLC	CA		\$602,292	\$735,456	146	17,814	\$255,858	\$180,687
Mr. Robot - Pilot	NBCU	Universal Network TV LLC	DE		\$4,301,546	\$5,454,909	696	51,338	\$2,361,739	\$1,290,464
Oppenheimer Strategies		Norman O's Production, LLC	NY	ALB	\$6,924,849	\$8,657,165	1,477	102,082	\$3,286,255	\$2,077,454
Sharing - Pilot	NBCU	Universal Television LLC	NY	NY	\$3,523,779	\$4,485,966	392	26,016	\$1,915,010	\$1,057,134
C Street		C Street Movie, LLC	NY	KINGS	\$59,426	\$119,914	43	2,184	\$39,955	\$17,828
Custody		Custody Productions Inc.	NY	NY	\$1,664,882	\$2,278,955	431	27,957	\$583,734	\$499,442
Loserville		Loserville Inc.	NY	NY	\$344,718	\$486,439	80	7,553	\$107,401	\$103,415
Wolves		Corner J. Inc.	NY	NY	\$3,625,278	\$4,752,873	966	60,666	\$1,659,852	\$1,087,583
Red Oaks, Season 1	Amazon	Picrow, Inc	CA		\$15,586,258	\$22,893,015	1,554	170,033	\$7,458,674	\$4,675,877
HammerHead		It's Too Late Productions, LLC	NJ		\$222,595	\$240,167	103	5,820	\$105,532	\$66,779
Donny!, Season 1		Kenilworth Productions Inc.	DE		\$3,682,739	\$4,937,937	583	42,802	\$1,985,492	\$1,104,821
Bluff, Season 2	Disney/ABC	ABC Studio	DE		\$49,771,833	\$65,507,165	3,448	462,352	\$20,147,234	\$14,931,550
Wiener - Dog		Doody, Inc.	NY	NY	\$2,825,950	\$3,286,257	494	39,885	\$1,066,189	\$847,785
Little Men		TYFBH Movie, Inc.	NY	NY	\$1,053,317	\$1,482,826	134	24,187	\$445,690	\$315,995
Good Girls Revolt - Pilot	SONY	Mesquite Productions, Inc.	CA		\$7,759,499	\$9,087,878	944	86,579	\$3,781,863	\$2,327,849
Characters, Season 1		Jax Specials, LLC	NY	NY	\$3,656,052	\$5,273,338	759	44,636	\$1,545,857	\$1,096,816
Jack Goes Home		Jack Goes Home The Film, Inc.	NY	NASS	\$353,532	\$480,162	127	10,829	\$150,995	\$106,060
Paterson		Window Frame Films	NY	NY	\$5,437,626	\$8,317,749	556	71,957	\$2,755,570	\$1,631,288
Cafe Society		Perdido Productions Inc.	NY	NY	\$17,237,828	\$20,552,526	1,246	166,200	\$7,937,084	\$5,171,348
Book of Henry, The		Harlan Films LLC	DE		\$8,627,262	\$12,475,669	1,183	105,799	\$4,247,354	\$2,588,179
Marjorie Prime		Marjorie Prime The Movie, Inc.	NY	KINGS	\$591,623	\$1,093,442	128	10,415	\$233,798	\$177,487
Deuce - Pilot	HBO	Penny Lane Productions, LLC	DE		\$12,275,174	\$14,180,990	1,625	146,236	\$5,908,601	\$3,682,552
Crashing - Pilot	HBO	Crash For Gold Productions, LLC	DE		\$3,116,862	\$3,714,663	716	40,041	\$1,686,291	\$935,059
Girl Who Invented Kissing, The		GWIK, LLC	NY	NY	\$902,866	\$1,288,191	227	19,651	\$388,492	\$270,860
Nicki	Disney/ABC	Hop, Skip and Jump Productions, Inc.	CA		\$4,196,953	\$4,702,453	570	47,132	\$2,127,220	\$1,259,086
Totals					\$383,597,750	\$523,730,809	40,844	4,201,794	\$178,493,106	\$115,079,292

Chart D

Post - Production Tax Credit Program – Credits Issued

Project	Studio	Company	State Of Inc.	County	Qualified Costs	NYS Spend	Total Hires	Credit Eligible Hours	Credit Eligible Wages	Credit Issued Amount
American Ultra		American Ultra Post Productions, Inc.	NY	NY	\$3,321,240	\$3,553,729	31	24,380	\$1,171,686	\$996,372
Whole Truth, The		Whole Truth Post Production, Inc.	NY	NY	\$869,849	\$933,666	29	8,711	\$391,142	\$260,955
Beasts of No Nation		Beasts, Inc.	NY	NY	\$901,540	\$966,718	11	4,444	\$242,917	\$270,462
Irrational Man		Perdidi Productions, Inc.	NY	NY	\$2,208,146	\$2,874,219	18	12,192	\$890,944	\$662,444
Kind of Murder, A		Blunderer NY Productions, Corp.	CA		\$463,161	\$585,171	14	3,479	\$113,449	\$138,948
Outcast - Pilot		Ficus Tree Productions	CA		\$169,295	\$169,295	0	0		\$50,789
Detour, The		Turner North Centre Productions, Inc.	CA		\$170,382	\$229,902	7	1,547	\$64,813	\$51,115
Paper Towns	FOX	Twentieth Century Fox Film Corporation	DE		\$496,158	\$499,264	1	656	\$90,396	\$148,847
Quantico - Pilot	Disney/ABC	ABC Studios	CA		\$153,135	\$153,135	0	0		\$45,941
Hap and Leonard - Season 1	AMC Networks	Hap and Leonard Productions LLC	LA		\$1,759,584	\$1,898,224	38	16,338	\$724,316	\$527,875
Quarry, Season 1	HBO	Abel Meet Cain Productions LLC	DE		\$410,025	\$410,025	0	0		\$124,147
Banshee, Season 4	HBO	Screaming Spirit Productions, LLC	DE		\$373,622	\$373,622	0	0		\$112,087
Free State of Jones		FSO Jones, LLC	NY	NY	\$3,103,756	\$3,490,488	38	18,829	\$1,643,749	\$931,127
Into the Badlands	AMC Networks	Badlands Productions I LLC	LA		\$478,250	\$478,250	0	0		\$143,475
Shadows of Doubt		Stephen David Entertainment, LLC	DE		\$555,538	\$565,976	9	3,876	\$237,759	\$166,661
Totals					\$15,433,681	\$17,181,684	196	94,452	\$5,571,171	\$4,631,245