



Empire State Development

**FILM TAX CREDIT – QUARTERLY REPORT
CALENDAR YEAR 2023: FOURTH QUARTER
DECEMBER 31, 2023**

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 2023.

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

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is a summary of both production and post-production initial applications received this quarter based on the amount of estimated credits.

- Number of Projects, estimated credits of less than \$1 million 14 projects / \$2,944,276
- Number of Projects, estimated credits of \$1 million up to \$5 million: 4 projects / \$5,551,754
- Number of Projects, estimated credits of \$5 million or more: 12 projects / \$233,329,254

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 date of initial application, (2) the project completion date, (3) the allocation year and (4) the size of the credit allotted. The first year an approved applicant can claim a credit depends upon the date of initial application. It is the taxable year in which the project is completed, the allocation year if the project applied after April 1, 2023, and if this is later than when the project is completed, or if the project applied prior to April 1, 2023, the year following the allocation year if this is later than when the project is completed.

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 December 2023 and July 2027.

INITIAL APPLICATIONS – FILM PRODUCTION CREDIT

During the fourth quarter of 2023, the Film Tax Credit Program deemed 22 initial applications eligible to submit a final application for credits. The data in this report is based on those projects, which include 12 films and 10 series totaling over \$239.2 million in estimated credits.

INITIAL APPLICATIONS – FILM PRODUCTION CREDIT – BY MONTH

- October 2023, 9 initial applications received, estimated tax credits: \$49,461,178
- November 2023, 9 initial applications received, estimated tax credits: \$156,096,090
- December 2023, 4 initial applications received, estimated tax credits: \$33,683,289

Chart A shows the estimated number of hires, qualified costs, and total New York budget per project for the 22 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.

| FILM-PRODUCTION TAX CREDIT PROGRAM | | | |
|---|----------------------------|------------------------|------------------------|
| Chart A | | | |
| Initial Applications Submitted During 4th Quarter 2023 | | | |
| ID | Number of Employees | Qualified Costs | Total NY Budget |
| 2845 | 52 | \$277,411 | \$277,411 |
| 2846 | 2099 | \$111,360,778 | \$152,754,475 |
| 2847 | 924 | \$41,621,045 | \$56,008,641 |
| 2848 | 141 | \$1,017,052 | \$1,255,844 |
| 2849 | 102 | \$1,157,337 | \$1,173,337 |
| 2850 | 74 | \$158,214 | \$191,864 |
| 2851 | 285 | \$1,850,385 | \$1,998,587 |
| 2852 | 183 | \$2,590,352 | \$2,739,182 |
| 2853 | 123 | \$654,516 | \$866,728 |
| 2854 | 5893 | \$66,851,309 | \$84,480,146 |
| 2855 | 4796 | \$58,219,043 | \$84,306,738 |
| 2856 | 4443 | \$84,589,440 | \$102,411,581 |
| 2857 | 183 | \$2,590,352 | \$2,739,182 |
| 2858 | 4795 | \$67,000,230 | \$84,075,176 |
| 2859 | 4286 | \$73,203,867 | \$81,246,578 |
| 2860 | 570 | \$76,653,958 | \$92,258,812 |
| 2861 | 4238 | \$91,748,452 | \$111,842,234 |
| 2862 | 289 | \$21,093,602 | \$25,502,599 |
| 2863 | 310 | \$4,332,336 | \$5,851,650 |
| 2864 | 1852 | \$50,923,017 | \$59,376,695 |
| 2865 | 2354 | \$29,106,615 | \$31,300,677 |
| 2866 | 149 | \$971,661 | \$1,033,661 |
| Totals | 38141 | \$787,970,972 | \$983,691,798 |

INITIAL APPLICATIONS – POST-PRODUCTION CREDIT

During the fourth quarter of 2023, the Film Tax Credit Program deemed 8 initial applications for the post-production tax credit eligible to submit a final application for credits.

INITIAL APPLICATIONS – POST- PRODUCTION CREDIT – BY MONTH

- October 2023, 3 initial applications received, estimated tax credits: \$446,117
- November 2023, 4 initial applications received, estimated tax credits: \$1,865,610
- December 2023, 1 initial application received, estimated tax credits: \$273,000

Chart B shows the estimated number of hires, qualified costs, and total New York budget for each of the 8 post-production projects approved this quarter.

| POST-PRODUCTION TAX CREDIT PROGRAM | | | |
|---|----------------------------|------------------------|------------------------|
| Chart B | | | |
| Initial Applications Submitted During the 4th Quarter 2023 | | | |
| ID | Number of Employees | Qualified Costs | Total NY Budget |
| 1021 | 6 | \$195,600 | \$195,600 |
| 1022 | 2 | \$601,110 | \$939,077 |
| 1023 | 7 | \$138,700 | \$144,700 |
| 1024 | 0 | \$688,679 | \$688,679 |
| 1025 | 15 | \$5,840,000 | \$6,840,000 |
| 1026 | 0 | \$110,000 | \$110,000 |
| 1028 | 6 | \$130,000 | \$150,000 |
| 1029 | 0 | \$910,000 | \$910,000 |
| Totals | 36 | \$8,614,089 | \$9,978,056 |

FINAL APPLICATIONS – CREDITS ISSUED – FILM PRODUCTION AND POST-PRODUCTION

Effective 2013, statutory provisions require the reporting of the following information: 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.

During the fourth quarter of 2023, 26 film projects and 40 post-production projects were issued credits that are subject to this 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 26 film projects issued credits during this reporting period spent \$1.2 billion in New York State, hired 41,467 production workers, and were issued credits of \$263.32 million.
- Chart D - The 40 post-production project issued credit during this period spent \$86.5 million in New York State, hired 589 production workers, and were issued credits of \$19.28 million.

EMPIRE STATE ENTERTAINMENT DIVERSITY JOB TRAINING DEVELOPMENT FUND

Effective January 2020, recipients of film production and post-production tax credits are required to relinquish one quarter of one percent of their earned tax credit to capitalize the Empire State Entertainment Diversity Job Training Development Fund. This percent was increased to half of one percent effective January 2023. This first-in-the-nation New York Entertainment Workforce Diversity Grant Program supports efforts to recruit, hire, promote, retain, develop, and train a diverse and inclusive workforce in the motion picture and television industry in New York. Applications for grant funding are accepted on a rolling basis.

The following charts C & D reflect the amount of credit diverted from each project.

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 | Diversity Credit Amount |
|----------------------------|-----------------------|-----------------------------------|----------------------|---------------|------------------------|------------------|--------------------|------------------------------|------------------------------|-----------------------------|--------------------------------|
| American Insurrection | | How This Will End LLC | NY | New York | \$274,238 | \$425,001 | 65 | 6,331 | \$158,060 | \$81,860 | \$411 |
| Blacklist-S7 | Sony | Woodbridge Prodn | CA | | \$61,575,536 | \$92,343,580 | 3759 | 540,610 | \$29,562,669 | \$18,380,298 | \$92,363 |
| Blacklist-S8 | Sony | Woodbridge Prodn | CA | | \$78,586,585 | \$116,649,808 | 2568 | 628,547 | \$32,715,526 | \$23,458,095 | \$117,880 |
| Bunker | | Bunker Film Productions, LLC | UT | | \$1,576,804 | \$1,760,472 | 92 | 17,596 | \$551,003 | \$474,903 | \$2,386 |
| Catch the Fair One | | Weetamoo Inc. | NY | New York | \$742,061 | \$1,047,582 | 173 | 13,333 | \$329,094 | \$242,829 | \$1,220 |
| Clifford the Big Red Dog | Paramount | Paramount Pictures Corporation | DE | | \$45,073,929 | \$54,185,693 | 3510 | 413,188 | \$22,533,118 | \$13,454,568 | \$67,611 |
| Confession | | Confession The Film Inc | NY | New York | \$1,167,508 | \$2,162,589 | 200 | 19,998 | \$572,076 | \$413,546 | \$2,078 |
| Evil-S2 | CBS | CBS Studios Inc. | DE | | \$80,683,873 | \$98,703,199 | 2121 | 610,015 | \$33,469,863 | \$23,858,004 | \$119,889 |
| Faraway Eyes | | Dayenu Films, LLC | NY | New York | \$835,734 | \$1,471,716 | 305 | 13,834 | \$328,762 | \$249,466 | \$1,254 |
| The Flight Attendant-S1 | HBO | Horizon Scripted Television, Inc. | DE | | \$47,395,857 | \$65,521,531 | 3275 | 476,645 | \$22,975,609 | \$14,147,663 | \$71,094 |
| Gossip Girl-S1 | Warner Bros Discovery | North Center Productions Inc | DE | | \$118,592,510 | \$139,986,378 | 3823 | 945,943 | \$50,606,258 | \$35,540,935 | \$178,598 |
| How To With John Wilson-S2 | | NYBA Films, Inc. | NY | New York | \$2,990,621 | \$5,494,204 | 81 | 42,268 | \$1,986,377 | \$745,046 | \$3,744 |
| In the Heights | Warner Bros Discovery | Warner Bros | DE | | \$46,368,571 | \$84,892,478 | 3558 | 427,928 | \$25,457,919 | \$13,841,018 | \$69,553 |
| Invasion-S1 | Apple | Ceteri Productions, LLC | DE | | \$74,287,262 | \$118,549,462 | 3504 | 643,067 | \$34,111,936 | \$22,317,832 | \$112,150 |

Chart C Continued

| PROJECT | Studio | Company | State of Inc. | County | Qualified Costs | NYS Spend | Total Hires | Credit Eligible Hours | Credit Eligible Wages | Credit Issued Amount | Diversity Credit Amount |
|--------------------------------|-----------------------|-------------------------------|----------------------|---------------|------------------------|------------------------|--------------------|------------------------------|------------------------------|-----------------------------|--------------------------------|
| Journal For Jordan | Sony | Columbia Pictures, Inc | DE | | \$25,117,205 | \$29,960,255 | 1125 | 211,274 | \$12,245,601 | \$6,247,904 | \$31,397 |
| Katy Keene-Pilot | Warner Bros Discovery | Proximity Productions LLC | DE | | \$6,809,104 | \$8,124,871 | 1043 | 71,703 | \$3,431,936 | \$2,032,517 | \$10,214 |
| Linoleum | | Here And Beyond Film Inc | NY | Kings | \$1,098,731 | \$1,442,613 | 109 | 19,696 | \$457,444 | \$320,013 | \$1,608 |
| Looks That Kill | | Looks That Kill LLC | NY | Onondaga | \$2,561,311 | \$3,293,565 | 425 | 39,620 | \$1,041,746 | \$917,022 | \$4,608 |
| Prodigal Son-Pilot | Warner Bros Discovery | Vertical Hold Productions LLC | DE | | \$9,034,215 | \$10,438,170 | 965 | 87,064 | \$4,613,236 | \$2,683,066 | \$13,483 |
| Saturday Night Live-S46 | NBCU | Universal Television LLC | DE | | \$85,760,392 | \$137,586,184 | 1761 | 505,106 | \$34,997,382 | \$25,599,477 | \$128,641 |
| Sesame Street-S52 | | Sesame S52 Productions, Inc. | NY | New York | \$9,241,270 | \$15,403,283 | 246 | 54,924 | \$3,161,736 | \$2,298,765 | \$11,552 |
| Sex Appeal | | Film 9, LLC | NY | Onondaga | \$3,356,807 | \$5,168,104 | 425 | 44,666 | \$1,475,790 | \$1,026,552 | \$5,159 |
| Succession-S3 | HBO | Sourdough Productions, LLC | DE | | \$96,078,280 | \$140,806,176 | 3493 | 744,088 | \$40,539,050 | \$28,706,998 | \$144,256 |
| The Ultimate Playlist of Noise | | TUPON LLC | NY | Onondaga | \$3,858,652 | \$5,787,346 | 709 | 54,694 | \$1,752,726 | \$1,383,043 | \$6,950 |
| The Way Out | | Fight or Flight Films LLC | NV | | \$506,357 | \$756,210 | 101 | 5,534 | \$222,241 | \$146,164 | \$734 |
| West Side Story | Fox | Twentieth Century Fox | DE | | \$82,940,877 | \$94,742,005 | 4031 | 676,548 | \$40,023,360 | \$24,761,037 | \$124,427 |
| Totals | | | | | \$886,514,290 | \$1,236,702,475 | 41,467 | 7,314,220 | \$399,320,518 | \$263,328,622 | \$1,323,259 |

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 | Diversity Credit Amount |
|------------------------------|-----------------------|--|----------------------|---------------|------------------------|------------------|--------------------|------------------------------|------------------------------|-----------------------------|--------------------------------|
| Along for the Ride | | Night Owl Post Inc. | NY | Albany | \$1,225,010 | \$1,267,930 | 23 | 7,792 | \$419,072 | \$304,722 | \$1,531 |
| American Horror Stories-S2 | FX | Twentieth Century Fox Film Corporation | DE | | \$749,452 | \$749,452 | 0 | 0 | \$0 | \$186,426 | \$937 |
| Anything's Possible | MGM | Shirley Productions LLC | PA | | \$1,444,155 | \$1,887,894 | 38 | 13,642 | \$516,371 | \$359,234 | \$1,805 |
| The Bear-S1 | FX | Minim Productions, Inc. | CA | | \$1,434,539 | \$1,576,648 | 8 | 5,282 | \$316,087 | \$367,654 | \$1,848 |
| Breaking News In Yuba County | | Yuba-Sarma, Inc | DE | | \$1,288,722 | \$1,648,011 | 3 | 5,842 | \$299,984 | \$384,684 | \$1,933 |
| A Castle For Christmas | | Castle Production LLC | LA | | \$824,896 | \$1,030,350 | 9 | 4,494 | \$274,448 | \$205,193 | \$1,031 |
| Cobra Kai-S4 | Sony | Mesquite Productions, Inc. | CA | | \$162,128 | \$162,128 | 0 | 0 | \$0 | \$40,329 | \$203 |
| Colin in Black & White-S1 | Netflix | Netflix Productions, LLC | CA | | \$1,594,419 | \$1,594,419 | 0 | 0 | \$0 | \$396,612 | \$1,993 |
| Dexter: New Blood | Paramount | Possible Productions Inc. | DE | | \$7,060,919 | \$8,383,203 | 21 | 28,180 | \$1,711,743 | \$1,756,404 | \$8,826 |
| DMZ Pilot | Warner Bros Discovery | Backlight Productions LLC | DE | | \$1,711,936 | \$1,711,936 | 0 | 0 | \$0 | \$425,844 | \$2,140 |
| First Kill-S1 | Netflix | Netflix Productions, LLC | DE | | \$895,759 | \$895,759 | 0 | 0 | \$0 | \$222,820 | \$1,120 |

Chart D, continued

| Project | Studio | Company | State of Inc. | County | Qualified Costs | NYS Spend | Total Hires | Credit Eligible Hours | Credit Eligible Wages | Credit Issued Amount | Diversity Credit Amount |
|------------------------------|---------------|--|----------------------|---------------|------------------------|------------------|--------------------|------------------------------|------------------------------|-----------------------------|--------------------------------|
| The Girlfriend Experience-S3 | | Transactional Pictures of NY LP | NY | New York | \$2,342,585 | \$2,549,469 | 6 | 6,774 | \$485,713 | \$582,722 | \$2,928 |
| Good Doctor-S5 | Sony | Topanga Productions, Inc. | CA | | \$659,085 | \$659,085 | 0 | 0 | \$0 | \$163,947 | \$824 |
| Hot Pink | Amazon | Big Indie Zeta, Inc. | NY | New York | \$360,567 | \$365,949 | 15 | 4,818 | \$235,672 | \$89,691 | \$451 |
| Just Beyond-S1 | Disney | Twentieth Century Fox Film Corporation | DE | | \$2,243,603 | \$2,243,603 | 0 | 0 | \$0 | \$558,096 | \$2,805 |
| The Lost Daughter | | Big Wedding Productions, Inc | CA | | \$534,432 | \$553,487 | 4 | 4,293 | \$189,806 | \$133,982 | \$673 |
| The Menu | Disney | Thirsty Camel Productions, Inc | NY | New York | \$2,180,289 | \$2,207,966 | 15 | 10,654 | \$724,916 | \$542,347 | \$2,725 |
| My Best Friend's Exorcism | | MBFE Production, Inc. | GA | | \$892,484 | \$940,276 | 7 | 9,147 | \$513,061 | \$228,312 | \$1,147 |
| Nine One One-S4 | Fox | Twentieth Century Fox Film Corporation | DE | | \$701,806 | \$701,806 | 0 | 0 | \$0 | \$174,575 | \$877 |
| Nine One One-S5 | Fox | Twentieth Century Fox Film Corporation | DE | | \$807,394 | \$807,394 | 0 | 0 | \$0 | \$200,840 | \$1,009 |
| Nine One One Lonestar-S2 | Fox | Twentieth Century Fox Film Corporation | DE | | \$427,290 | \$427,290 | 0 | 0 | \$0 | \$106,289 | \$534 |

Chart D, continued

| Project | Studio | Company | State of Inc. | County | Qualified Costs | NYS Spend | Total Hires | Credit Eligible Hours | Credit Eligible Wages | Credit Issued Amount | Diversity Credit Amount |
|--------------------------|---------|--|---------------|----------|-----------------|--------------|-------------|-----------------------|-----------------------|----------------------|-------------------------|
| Nine One One Lonestar-S3 | Fox | Twentieth Century Fox Film Corporation | DE | | \$661,584 | \$661,584 | 0 | 0 | \$0 | \$164,569 | \$827 |
| Oslo | HBO | Calling Grace Productions, LLC | DE | | \$1,400,522 | \$1,689,236 | 16 | 8,244 | \$539,185 | \$348,380 | \$1,751 |
| Our Kind of People-S1 | Disney | Twentieth Century Fox Film Corporation | DE | | \$242,864 | \$242,864 | 0 | 0 | \$0 | \$60,412 | \$304 |
| Outer Banks-S2 | Netflix | Narrow Isle Productions, LLC | DE | | \$1,189,300 | \$1,191,500 | 0 | 0 | \$0 | \$352,101 | \$1,769 |
| Pachinko-S1 | Apple | Sliding Pins Productions, LLC | DE | | \$4,424,429 | \$5,212,165 | 17 | 29,816 | \$1,929,145 | \$1,100,576 | \$5,531 |
| Platform | | Minim Productions, Inc. | CA | | \$775,612 | \$977,095 | 11 | 7,423 | \$471,478 | \$192,933 | \$970 |
| The Requin | | Shark Bite Productions LLC | CA | | \$245,784 | \$246,284 | 4 | 1,400 | \$89,733 | \$64,870 | \$326 |
| Reunion | | Asphalt Road LLC | CA | | \$96,560 | \$96,560 | 0 | 0 | \$0 | \$24,019 | \$121 |
| The Road Dance | | Road Dance Post LLC | NY | New York | \$274,808 | \$275,800 | 6 | 2,298 | \$112,458 | \$68,358 | \$344 |
| See - S2 | | Eye On The Ball Enterprises, Inc. | CA | | \$10,988,552 | \$11,034,582 | 24 | 6,774 | \$485,713 | \$3,280,083 | \$16,483 |

Chart D, continued

| Project | Studio | Company | State of Inc. | County | Qualified Costs | NYS Spend | Total Hires | Credit Eligible Hours | Credit Eligible Wages | Credit Issued Amount | Diversity Credit Amount |
|-----------------------------------|-----------------------|--------------------------------------|---------------|----------|---------------------|---------------------|-------------|-----------------------|-----------------------|----------------------|-------------------------|
| Single Drunk Female-S1 | Disney | Pacific 2.1 Entertainment Group Inc. | CA | | \$151,210 | \$156,710 | 0 | 0 | \$0 | \$37,614 | \$189 |
| The Staircase | Warner Bros Discovery | North Center Productions, Inc. | GA | | \$4,913,727 | \$6,804,444 | 49 | 41,410 | \$2,143,903 | \$1,243,850 | \$6,251 |
| The Summer I Turned Pretty-S1 | | Summer 1, LLC | DE | | \$552,075 | \$552,075 | 0 | 0 | \$0 | \$137,329 | \$690 |
| Surrounded | | Surrounded Productions USA, Inc | NY | New York | \$1,651,017 | \$1,688,952 | 5 | 6,414 | \$424,024 | \$410,765 | \$2,064 |
| Tall Girl 2 | | TG Sequel Productions Inc. | LA | | \$202,475 | \$203,065 | 0 | 0 | \$0 | \$50,366 | \$253 |
| Tooning Out the News-S1 | CBS | Late Night Cartoons Inc. | DE | | \$8,343,554 | \$15,239,336 | 145 | 138,692 | \$5,655,862 | \$2,490,551 | \$12,515 |
| The Tragedy of Macbeth | | After The Fact LLC | DE | | \$2,851,435 | \$3,182,114 | 25 | 12,591 | \$860,808 | \$851,154 | \$4,277 |
| The Walking Dead: World Beyond-S2 | AMC Networks | Monument Productions I LLC | DE | | \$1,277,269 | \$1,277,269 | 0 | 0 | \$0 | \$381,265 | \$1,916 |
| Washingtonia | CBS | Late Night Cartoons Inc. | DE | | \$2,411,847 | \$3,354,918 | 138 | 56,522 | \$2,152,966 | \$599,947 | \$3,015 |
| Totals | | | | | \$72,196,094 | \$86,450,608 | 589 | 412,502 | \$20,552,148 | \$19,289,866 | \$96,934 |