



Empire State Development

**FILM TAX CREDIT – QUARTERLY REPORT
CALENDAR YEAR 2022: FOURTH QUARTER
DECEMBER 31, 2022**

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 2022.

Production companies may be eligible to receive a fully refundable base line credit of 25 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

Empire State Development

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year). Below 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: 28 projects / \$8,929,672
- Number of Projects, estimated credits of \$1 million up to \$5 million: 5 projects / \$11,353,209
- Number of Projects, estimated credits of \$5 million or more: 12 projects / \$275,201,114

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 November 2022 and March 2024.

INITIAL APPLICATIONS – FILM PRODUCTION CREDIT

During the fourth quarter of 2022, the Film Tax Credit Program deemed 25 initial applications eligible to submit a final application for credits. The data in this report is based on those projects, which include 9 films and 14 series and 2 pilots totaling over \$288.3 million in estimated credits.

INITIAL APPLICATIONS – FILM PRODUCTION CREDIT – BY MONTH

- October 2022, 6 initial applications received, estimated tax credits: \$73,384,648
- November 2022, 7 initial applications received, estimated tax credits: \$47,906,729
- December 2022, 12 initial applications received, estimated tax credits: \$167,011,750

Chart A shows the estimated number of hires, qualified costs, and total New York budget per project for the 25 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 2022			
ID	Number of Employees	Qualified Costs	Total NY Budget
2776	221	\$745,980	\$1,459,968
2777	98	\$1,261,718	\$1,648,982
2778	750	\$178,061,535	\$232,514,172
2779	6,562	\$102,938,033	\$140,138,861
2780	430	\$9,191,723	\$12,096,122
2781	149	\$1,096,660	\$2,237,522
2782	2,127	\$60,694,886	\$76,356,423
2783	187	\$2,537,900	\$3,485,344
2784	3,005	\$40,255,128	\$52,975,072
2785	418	\$3,802,423	\$6,317,665
2786	75	\$1,233,186	\$1,865,802
2788	83	\$1,587,304	\$2,283,746
2789	2,522	\$80,949,164	\$105,235,910
2790	221	\$591,857	\$792,114
2792	1,909	\$54,109,013	\$84,176,603
2793	270	\$9,644,451	\$17,567,754
2794	638	\$67,035,843	\$79,287,113
2795	496	\$29,259,523	\$49,952,184
2796	5,398	\$160,478,933	\$213,346,024
2797	330	\$2,908,496	\$4,640,701
2798	2,861	\$107,629,372	\$131,402,099
2799	6,037	\$86,583,880	\$119,212,598
2800	2,324	\$117,039,736	\$142,071,465
2801	1,123	\$16,779,736	\$23,191,257
2802	34	\$216,750	\$442,750
Totals	38,268	\$1,136,633,230	\$1,504,698,251

INITIAL APPLICATIONS – POST-PRODUCTION CREDIT

During the fourth quarter of 2022, the Film Tax Credit Program deemed 20 initial applications for the post-production tax credit eligible to submit a final application for credits.

INITIAL APPLICATIONS – POST- PRODUCTION CREDIT – BY MONTH

- October 2022, 10 initial applications received, estimated tax credits: \$4,366,402
- November 2022, 7 initial applications received, estimated tax credits: \$1,523,078
- December 2022, 3 initial applications received, estimated tax credits: \$1,291,388

Chart B shows the estimated number of hires, qualified costs, and total New York budget for each of the 20 post-production projects approved this quarter.

POST - PRODUCTION TAX CREDIT PROGRAM			
Chart B			
Initial Applications Submitted During The 4th Quarter 2022			
ID	Number of Employees	Qualified Costs	Total NY Budget
947	17	\$5,317,679	\$5,896,431
948	0	\$1,191,061	\$1,191,061
949	12	\$901,277	\$1,735,172
950	10	\$3,039,742	\$5,614,092
951	5	\$256,359	\$296,359
952	13	\$2,325,836	\$3,323,839
953	8	\$2,359,365	\$2,359,365
954	9	\$722,094	\$778,604
955	0	\$1,234,000	\$1,234,000
956	0	\$117,191	\$117,191
957	6	\$325,109	\$332,609
958	11	\$4,479,245	\$4,609,605
959	0	\$38,000	\$38,000
960	5	\$270,253	\$295,253
961	15	\$264,838	\$295,838
962	4	\$463,415	\$518,415
963	20	\$2,477,119	\$2,946,405
964	8	\$2,066,559	\$2,617,184
966	7	\$614,724	\$765,681
968	2	\$233,851	\$233,851
Total	152	\$28,697,717	\$35,198,955

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 2022, 53 film projects and 7 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 60 projects.

- Chart C - The 53 film projects issued credits during this reporting period spent \$1.4 billion in New York State, hired 80,199 production workers, and were issued credits of \$327.3 million.
- Chart D - The 7 post-production project issued credit during this period spent \$2.8 million in New York State, hired 48 production workers, and were issued credits of \$694.6 thousand.

EMPIRE STATE ENTERTAINMENT DIVERSITY JOB TRAINING DEVELOPMENT FUND

Effective January 2020, recipients of film production and post-production tax credits are required to relinquish 0.0025 percent of their earned tax credit to capitalize the Empire State Entertainment Diversity Job Training Development Fund. 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
Jack of the Red Hearts		Jack of the Hearts, Inc	NY	Kings	\$946,792	\$1,175,994	164	17,640	\$286,891	\$283,328	\$710
Love Beats Rhymes	Lionsgate TV	Spoken Productions, Inc.	CA		\$3,782,314	\$6,281,760	1,019	52,772	\$2,014,081	\$1,131,857	\$2,837
Garden Left Behind, The		TGLB Production, LLC	NY	Albany	\$178,285	\$265,943	83	6,904	\$77,032	\$53,351	\$134
Impossible Monsters		Impossible Monsters Film, Inc.	NY	New York	\$292,725	\$424,524	185	10,157	\$147,161	\$87,598	\$220
Windows on the World		Worldly Windows, Inc.	NY	New York	\$4,066,272	\$5,398,255	852	65,071	\$2,199,548	\$1,216,832	\$3,050
Brooklyn Love Stories		Bushwick Beats INC	NY	Kings	\$253,584	\$311,504	108	5,096	\$124,064	\$75,885	\$190
Man in the Woods, The		JUJUBEILLE LLC	DE		\$786,125	\$1,189,563	108	10,371	\$267,739	\$242,985	\$609
Brighton 4		Garabanda Films, LLC	NY	Richmond	\$313,297	\$419,208	81	7,758	\$143,408	\$93,754	\$235
John Wick 3: Parabellum	Lionsgate	JOURNAL PRODUCTIONS, INC.	CA		\$52,471,737	\$79,815,131	3,761	451,330	\$26,229,364	\$15,702,167	\$39,354
Unbreakable Kimmy Schmidt Season 4 & Finale	NBCU	Universal Television LLC	NY	New York	\$46,980,511	\$66,140,668	3,844	442,345	\$22,304,947	\$14,058,918	\$35,235
PVT Chat		PVT CHAT LLC	NY	New York	\$68,726	\$88,426	31	1,304	\$30,367	\$20,566	\$52
Villains		VILLAINS PRODUCTION SERVICES, INC.	NY	New York	\$1,571,913	\$2,328,635	159	24,202	\$615,776	\$470,395	\$1,179
This is the Night	NBCU	SHAOLIN PRODUCTIONS, INC	NY	Albany	\$7,207,143	\$7,875,116	1,056	85,927	\$3,750,449	\$2,156,738	\$5,405
Gotham S 5	WB	Main Gate Productions LLC	DE		\$55,287,890	\$65,366,521	3,147	526,842	\$27,049,624	\$16,544,901	\$41,466
Manifest - S1	WB	Jay Squared Productions LLC	DE		\$54,098,378	\$64,169,441	4,920	530,384	\$25,701,212	\$16,188,939	\$40,574
Italian Studies		Italian Group Studies Inc.	NY	New York	\$799,844	\$1,105,376	198	15,560	\$390,910	\$239,353	\$600
Vampires vs the Bronx		Vampire Productions, Inc.	CA		\$5,193,537	\$7,002,776	756	58,020	\$2,558,640	\$1,554,166	\$3,895

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
Woman In The Window	FOX	Twentieth Century Fox	DE		\$38,680,934	\$56,825,795	1,328	343,928	\$19,932,196	\$11,575,269	\$29,011
Payback		Trigger Fish Movie, Inc	NY	New York	\$2,311,615	\$2,835,245	416	31,053	\$911,446	\$691,750	\$1,734
Lingua Franca		Lingua Franca LLC	WI		\$239,407	\$333,354	99	5,505	\$122,650	\$71,642	\$180
Uncut Gems	Netflix	KMA Gems LLC	DE		\$15,869,348	\$19,804,786	1,529	137,590	\$7,274,601	\$4,748,903	\$11,902
Triple Threat		Besties Make Movies	NY	Kings	\$94,761	\$121,946	57	2,205	\$39,238	\$28,357	\$71
New Christmas, A		A New Christmas, LLC	NY	Nassau	\$85,752	\$132,748	35	172	\$33,260	\$25,662	\$64
Stand-In, The		Polyphemus Stand-In Inc	NY	Kings	\$5,935,059	\$8,162,054	619	56,876	\$2,388,610	\$1,776,067	\$4,451
Mrs. Fletcher - S1	HBO	Cooler Waters Productions, LLC	DE		\$23,555,993	\$30,718,330	2,427	237,627	\$11,046,929	\$7,049,131	\$17,667
City on a Hill - S1	Showtime	Possible Productions Inc.	DE		\$58,433,751	\$72,364,766	3,878	541,442	\$26,399,251	\$17,486,300	\$43,825
Minyan		Komrades Productions, Inc.	NY	New York	\$1,075,662	\$1,332,807	278	22,959	\$502,743	\$321,892	\$807
Never Rarely Sometimes Always		Girl Problems Inc.	NY	New York	\$1,952,500	\$2,674,384	473	32,575	\$926,416	\$584,286	\$1,464
Undoing, The	HBO	Calling Grace Productions, LLC	DE		\$53,412,369	\$78,917,480	3,857	493,557	\$23,336,571	\$16,156,525	\$40,493
Follow Her		Classified Films LLC	NY	Kings	\$288,141	\$383,010	118	6,144	\$181,520	\$92,241	\$231
Surrogate, The		Nouns LLC	NY	Queens	\$147,633	\$218,595	61	3,759	\$50,257	\$44,179	\$111
Pose - S2	FOX	Pacific 2.1 Entertainment Group, Inc.	CA		\$50,389,829	\$58,302,180	4,150	496,737	\$23,810,950	\$15,079,157	\$37,792
Plot Against America, The	HBO	Random Productions, LLC	DE		\$57,574,735	\$68,795,584	3,851	589,158	\$27,493,526	\$17,400,448	\$43,610
Two Sentence Horror Stories		Night Time Inc.	NY	New York	\$1,949,995	\$2,666,916	340	35,552	\$923,682	\$583,537	\$1,462
Ray Donovan - S 7	Showtime	Possible Productions Inc.	DE		\$72,407,112	\$99,673,901	4,393	579,857	\$29,409,628	\$21,667,829	\$54,305
Blindspot S 5	WB	Jay Squared Productions LLC	DE		\$34,860,884	\$44,837,826	2,513	326,595	\$17,449,747	\$10,432,119	\$26,146
Bull - S4	CBS	CBS Television Studios	DE		\$64,514,764	\$91,407,151	4,089	681,653	\$32,131,761	\$19,306,043	\$48,386

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
High Maintenance - S 4	HBO	HGMT, Inc.	NY	New York	\$13,569,330	\$17,918,995	1,648	143,361	\$7,415,930	\$4,060,622	\$10,177
Tommy - S1	CBS	CBS Television Studios	DE		\$55,288,347	\$72,065,950	3,518	457,850	\$23,052,020	\$16,545,038	\$41,466
Love Life - S1	Lionsgate TV	Love It NY Productions, Inc.	NY	New York	\$33,249,638	\$42,383,490	3,948	319,045	\$14,818,051	\$9,963,210	\$24,970
Rachael Ray - S14 2019/2020	CBS	KWP Studios Inc.	CA		\$13,388,408	\$21,819,127	424	124,744	\$5,327,746	\$4,006,481	\$10,041
Dickinson - S2	Apple	Dickinson 1, LLC	DE		\$41,930,427	\$53,457,078	1,832	346,609	\$18,561,050	\$12,547,680	\$31,448
Ballad of a Hustler		BOH THE FILM, INC	NY	New York	\$694,691	\$915,698	227	13,280	\$334,841	\$207,886	\$521
Winter House, The		Winter House Productions, LLC	NY	Orange	\$462,529	\$586,688	68	10,025	\$221,370	\$162,253	\$407
Politician, The - S2	FOX	Pacific 2.1 Entertainment Group, Inc.	CA		\$45,046,783	\$60,057,058	5,327	415,460	\$20,095,077	\$13,480,250	\$33,785
Good Fight, The - S4	CBS	CBS Television Studios	DE		\$37,067,061	\$49,910,426	2,482	309,534	\$15,941,371	\$11,090,748	\$27,796
Passing		Harlem 1929, Inc.	NY	New York	\$4,018,785	\$5,028,381	465	46,741	\$1,730,963	\$1,202,622	\$3,014
How To with John Wilson - S1		NYBA FILMS, INC	NY	New York	\$2,551,349	\$4,189,980	82	41,890	\$1,642,387	\$763,491	\$1,914
Adieu Lacan		Good Soup Media LLC	NY	New York	\$272,635	\$314,409	47	4,260	\$121,913	\$81,586	\$204
City on a Hill - S2	Showtime	Possible Productions Inc.	DE		\$87,355,199	\$105,661,312	3,296	614,537	\$32,556,741	\$26,141,044	\$65,516
Betty - Season 2	HBO	Cooler Waters Productions, LLC	DE		\$15,922,522	\$20,637,401	880	163,668	\$7,907,901	\$4,764,815	\$11,942
Scenes from a Marriage	HBO	Calling Grace Productions, LLC	DE		\$20,380,380	\$33,297,680	697	187,675	\$10,014,962	\$6,098,829	\$15,285
Wondermill - Pilot	HBO	Non-Precedential Productions, LLC	DE		\$3,384,536	\$4,053,073	275	55,504	\$2,975,876	\$1,012,823	\$2,538
Totals					\$1,092,661,937	\$1,442,164,445	80,199	10,190,810	\$500,974,394	\$327,372,447	\$820,482

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
Native Son		Blum's Corner Store, LLC	CA		\$243,087	\$447,226	8	1,825	\$175,350	\$72,744	\$182
Enemy Within, The - S1	NBCU	Universal Television LLC	NJ		\$1,431,730	\$1,680,597	0	0	\$0	\$428,445	\$1,074
Rome In Love		Rome In Love, LLC	AZ		\$123,521	\$126,346	11	842	\$53,537	\$36,963	\$93
Jefferson County Probation	Comedy Central	Central Productions	DE		\$131,482	\$160,635	3	862	\$71,189	\$39,346	\$99
Christmas At Graceland 2	Crown Media	TKAM Music, LLC	TN		\$198,013	\$229,333	12	923	\$54,672	\$59,255	\$149
Give Or Take		Give Or Take Film, LLC	NY	New York	\$51,792	\$72,792	8	4,318	\$20,500	\$15,499	\$39
Beach House, The		Bad Oyster Productions Inc.	OH		\$141,553	\$141,553	6	276	\$8,775	\$42,360	\$106
Totals					\$2,321,178	\$2,858,482	48	9,046	\$384,023	\$694,613	\$1,741