



Empire State Development

**FILM TAX CREDIT – QUARTERLY REPORT
CALENDAR YEAR 2017: FIRST QUARTER
MARCH 31, 2017**

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 January, February, and March, 2017.

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: 37 projects/ \$11,468,583
- Number of Projects, estimated credits of \$1 million up to \$5 million: 21 projects/\$44,844,518
- Number of Projects, estimated credits of \$5 million or more: 5 projects/\$49,695,319

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 April 2017 and June 2018.

INITIAL APPLICATIONS – FILM PRODUCTION CREDIT

During the first quarter of 2017, the Film Tax Credit Program deemed 43 initial applications eligible to submit a final application for credits. The data in this report is based on those projects, which include 24 films, 9 pilots, and 10 series totaling over \$98.3MM in estimated credits.

INITIAL APPLICATIONS – FILM PRODUCTION CREDIT – BY MONTH

- January 2017, 11 initial applications received, estimated tax credits: \$11,299,302
- February 2017, 14 initial applications received, estimated tax credits: \$36,405,916
- March 2017, 18 initial applications received, estimated tax credits: \$50,687,516

Chart A shows the estimated number of hires, qualified costs, and total New York budget per project for the 43 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 1st Quarter 2017			
ID	Number of Employees	Qualified Costs	Total NY Budget
1762	91	\$464,287	\$576,330
1799	366	\$926,242	\$1,399,578
1800	119	\$991,943	\$2,169,314
1801	190	\$448,094	\$634,100
1805	615	\$10,032,470	\$15,997,261
1806	1288	\$8,040,286	\$12,346,077
1807	50	\$278,747	\$424,859
1809	64	\$725,522	\$1,199,506
1810	517	\$5,995,868	\$7,991,361
1811	293	\$4,522,849	\$8,841,158
1812	768	\$8,160,483	\$12,517,033
1814	325	\$3,144,161	\$4,756,606
1815	474	\$5,075,439	\$7,677,692
1816	385	\$4,135,972	\$5,738,006
1817	204	\$3,103,659	\$6,309,268
1818	175	\$1,475,899	\$2,624,686
1819	787	\$7,046,010	\$14,974,833
1820	1568	\$11,061,366	\$12,730,963
1821	897	\$8,674,503	\$12,593,363
1822	3424	\$39,300,553	\$47,160,786
1823	493	\$7,704,641	\$9,875,272
1824	1136	\$9,419,549	\$14,129,577
1825	487	\$6,247,409	\$8,007,205
1826	957	\$7,740,564	\$9,959,049
1827	385	\$4,023,348	\$4,919,463
1828	882	\$6,276,932	\$7,706,462
1829	1762	\$6,586,321	\$9,196,062
1830	3036	\$35,988,106	\$50,239,608
1831	144	\$188,652	\$232,222
1832	61	\$189,974	\$221,637
1833	230	\$1,673,633	\$2,295,000
1834	2890	\$27,958,700	\$46,304,452
1835	114	\$2,601,808	\$3,616,995
1836	145	\$680,083	\$911,628
1837	250	\$1,306,656	\$1,999,311
1838	657	\$6,348,601	\$7,726,823
1839	2128	\$42,181,290	\$54,111,671
1840	705	\$8,152,906	\$9,679,872
1841	2324	\$20,222,412	\$30,526,036
1842	428	\$1,028,208	\$1,793,969

Chart A Continued			
ID	Number of Employees	Qualified Costs	Total NY Budget
1843	63	\$211,313	\$278,964
1844	20	\$147,375	\$201,672
1845	392	\$7,006,611	\$9,499,674
Totals	32,289	\$327,489,445	\$462,095,404

INITIAL APPLICATIONS – POST-PRODUCTION CREDIT

During the first quarter of 2017, 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

- January 2017, 7 initial applications received, estimated tax credits: \$1,301,348
- February 2017, 5 initial applications received, estimated tax credits: \$2,351,150
- March 2017, 8 initial applications received, estimated tax credits: \$3,963,188

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 1st Quarter 2017			
ID	Number of Employees	Qualified Costs	Total NY Budget
378	0	\$400,000	\$400,000
379	1	\$61,250	\$61,250
380	15	\$99,200	\$114,200
381	0	\$2,535,000	\$2,535,000
384	0	\$720,000	\$720,000
385	23	\$2,130,791	\$3,379,463
386	49	\$1,759,678	\$2,097,176
389	8	\$1,430,901	\$1,717,642
390	0	\$415,150	\$415,150
391	11	\$107,225	\$215,376
392	14	\$1,596,391	\$1,759,092
393	11	\$2,068,003	\$3,030,788
394	13	\$925,559	\$974,559
395	14	\$7,229,598	\$7,229,598
396	6	\$318,813	\$391,313
397	2	\$67,250	\$106,360

Chart B Continued			
ID	Number of Employees	Qualified Costs	Total NY Budget
398	12	\$2,820,993	\$3,522,493
399	5	\$9,550	\$10,050
400	0	\$118,236	\$118,236
402	0	\$487,125	\$487,125
Totals	184	\$25,300,713	\$29,284,871

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 first quarter of 2017, 38 film projects and 17 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 55 projects.

- Chart C - The 38 film projects issued credits during this reporting period spent \$713.4MM in New York State, hired 46,230 production workers and were issued credits of \$153.9MM.
- Chart D - The 17 post-production projects issued credits during this period spent \$35.1MM in New York State, hired 725 production workers and were issued credits of \$7.8MM.

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
Miles		Miles The Movie, LLC	CA		\$260,279	\$376,318	96	9,336	\$124,359	\$78,084
Naomi & Ely's No Kiss List		No Kiss Productions, Inc.	UT		\$366,352	\$514,871	224	6,650	\$137,156	\$109,906
Permission		Permission Productions, Inc.	NY	NY	\$1,002,172	\$1,220,777	186	13,775	\$422,870	\$300,651
Dave and Ethan: Lovemakers		Tiny City Productions, Inc.	DE		\$457,142	\$893,049	97	7,242	\$237,872	\$137,143
DeadBeat - Season 2		Dakota Pictures, Inc.	CA		\$4,844,950	\$7,186,190	653	61,335	\$2,615,220	\$1,453,485
Money Monster	Sony	Tristar Productions, Inc.	CA		\$20,833,953	\$31,482,193	3,062	233,568	\$10,076,637	\$6,250,186
Good Wife - Season 6	CBS	Eye Productions Inc.	DE		\$51,492,053	\$73,817,515	3,945	485,716	\$24,581,110	\$15,447,616
Royal Pains - Seasons 7 & 8	NBCU	Universal Television LLC	DE		\$41,576,968	\$54,643,219	2,733	402,793	\$19,706,076	\$12,473,090
Complete Unknown		Insert Name Inc.	NY	KINGS	\$1,151,312	\$1,942,338	407	28,464	\$511,426	\$346,594
King Cobra		King Cobra The Film Inc.	NY	NASS	\$419,658	\$766,021	157	11,929	\$222,503	\$125,897
Sisters	NBCU	Nest Film Productions LLC	DE		\$25,261,007	\$33,174,826	1,848	276,126	\$12,649,115	\$7,578,302
Solver		Solver LLC	CA		\$75,406	\$129,004	24	2,098	\$33,630	\$22,622
Carrie Pilby		Carrie Pilby Productions, Inc.	NY	NY	\$2,369,328	\$3,784,048	451	34,891	\$1,092,816	\$710,798
Long Nights Short Mornings		LNSM Production Corporation	NY	NY	\$217,604	\$344,774	231	7,910	\$97,657	\$65,281
Wilde Wedding		Baby Mugs Films, Inc.	NY	NY	\$2,673,233	\$3,203,180	402	42,089	\$1,272,091	\$801,970
Before We Go		130 Train LLC	DE		\$2,039,136	\$2,962,161	224	32,767	\$57,900	\$611,741
Don't Think Twice		Don't Think Twice productions, LLC	NY	KINGS	\$2,383,829	\$2,947,769	538	38,490	\$1,090,751	\$715,149
I Shudder - Pilot	Viacom	Viacom International	DE		\$2,495,584	\$3,285,513	716	30,661	\$1,211,349	\$748,675
Aardvark		Due Process Films, Inc.	NY	KINGS	\$1,030,703	\$1,538,401	170	18,064	\$374,325	\$309,211
Tonight Show Starring Jimmy Fallon-Season 1	NBCU	NBC Studios	DE		\$69,524,702	\$93,548,822	1,904	228,135	\$11,407,948	\$20,857,411
Affair-Season 2	Showtime	Possible Productions Inc.	DE		\$42,387,751	\$55,648,426	3,417	437,135	\$19,602,206	\$12,716,325
Law and Order SVU - Season 16	NBCU	Universal Network LLC	CA		\$45,233,893	\$77,241,839	5,501	567,897	\$24,319,329	\$13,570,168
Staten Island Summer		East Shore	NY	NY	\$4,377,546	\$5,410,501	856	71,260	\$2,113,760	\$1,313,264
Younger - Season 2	Viacom	Viacom International Inc.	DE		\$16,646,201	\$23,954,079	2,832	204,462	\$7,992,419	\$4,993,860
Broad City - Season 3	Viacom	Viacom International, Inc.	DE		\$6,937,814	\$10,676,450	1,110	80,914	\$3,405,068	\$2,081,344
Holm Robespierre Pilot		Minim Productions, Inc.	CA		\$541,025	\$665,784	167	7,037	\$311,692	\$162,216

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
Inside Amy Schumer - Season 4	Viacom	Viacom International, Inc.	DE		\$5,231,980	\$8,751,195	747	57,976	\$2,480,486	\$1,569,594
Trainwreck	NBCU	What a Wreck LLC	CA		\$24,747,980	\$34,242,675	2,721	239,261	\$11,165,530	\$7,424,394
Adderall Diaries		Adderall Diaries, LLC	CA		\$2,766,153	\$3,366,751	631	47,721	\$1,319,666	\$829,846
Child Eater		Child Eater Productions LLC	NY	NASS	\$213,447	\$248,877	58	5,520	\$75,618	\$64,034
Front Cover		NewVoice Production Inc.	NY	NY	\$322,912	\$425,041	189	9,034	\$172,662	\$95,778
Super, The		The Production Super, LLC	NY	NY	\$1,784,010	\$2,634,588	328	31,375	\$817,595	\$535,203
Best Time Ever with Neil Patrick Harris	ITV	Over the Pond Productions, Inc.	CA		\$14,734,130	\$22,397,791	767	76,800	\$4,757,317	\$4,420,239
Wizard of Lies	HBO	17th Floor Productions, LLC	DE		\$15,923,580	\$21,136,883	2,068	184,984	\$7,412,038	\$4,777,074
Jon Glaser Loves Gear		Corn On The Fun I, Inc.	NY	NY	\$1,764,498	\$3,117,349	206	24,161	\$817,969	\$529,349
Knick -Season 2	HBO	Shadow Infirmary Productions, LLC	DE		\$57,443,531	\$73,847,868	2,948	557,922	\$23,754,706	\$17,233,059
Night Of	HBO	Night of Prodns, LLC	DE		\$41,474,986	\$51,863,766	3,604	521,379	\$20,931,244	\$12,442,496
Simbi Zombies		KHOP Entertainment LLC	NY	NASS	\$32,690	\$34,498	12	1,245	\$16,150	\$9,807
Totals					\$513,039,498	\$713,425,350	46,230	5,098,122	\$219,388,266	\$153,911,862

Chart D

POST - 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
Max	MGM	Picture 8 Productions LLC	NC		\$2,278,748	\$2,437,979	43	14,964	\$971,941	\$683,624
Walk in the Woods		Elecampane, Inc.	NY	NY	\$1,233,408	\$1,533,387	52	9,934	\$585,972	\$370,022
Bleed For This		Bleed For this, LLC	RI		\$723,364	\$932,477	20	6,328	\$247,403	\$217,009
Detour, The -Season 1	Turner	Turner North Center Productions Inc.	CA		\$1,351,789	\$1,620,199	31	13,024	\$514,221	\$405,537
Franny		Brandywine 5 NY, Inc.	NY	NASS	\$273,959	\$295,029	6	1,620	\$73,220	\$82,188
Hail Caesar!		What Gaiety! LLC	DE		\$4,538,816	\$4,725,248	210	20,666	\$1,511,498	\$1,361,645
Spotlight		Breaking News Productions, Inc.	NY	NY	\$1,670,899	\$1,854,216	29	14,073	\$826,884	\$501,270
Crossbones	NBCU	Northern Entertainment Productions LLC	DE		\$2,524,763	\$2,890,465	85	16,584	\$811,846	\$757,429
Equals		Affinity Productions, Inc.	NY	ALB	\$2,235,466	\$2,485,163	27	17,858	\$734,263	\$670,640
Miami Project	WB	Delta Blues Holdings, LLC	DE		\$7,413	\$7,413	0	0	\$0	\$2,224
Coming Through The Rye		Coming Through The Rye Productions	VT		\$138,750	\$153,191	14	1,151	\$33,868	\$41,625
Gunslingers -Season 2		Castle Pictures, Inc.	NJ		\$311,504	\$353,398	18	4,436	\$200,504	\$93,451
Turn: Washington Spies - Season 3		Turn Productions III, LLC	DE		\$231,450	\$231,450	0	0	\$0	\$69,435
Queen of Katwe		Chess Pictures Inc.	NY	NY	\$1,625,248	\$7,418,589	38	20,952	\$826,672	\$487,574
Ballers - Season 2	HBO	Chori Perros Productions, LLC	DE		\$443,900	\$444,026	0	0	\$0	\$133,170
Keeping Up With the Joneses	FOX	Twentieth Century Fox Film Corporation	CA		\$5,377,339	\$6,470,431	152	50,510	\$3,086,123	\$1,613,084
Leftovers - Season 2	WB	Warner Bros. Television	CA		\$1,310,045	\$1,310,045	0	0	\$0	\$393,014
Totals					\$26,276,861	\$35,162,706	725	192,100	\$10,424,415	\$7,882,941