

**FIRST JUDICIAL DISTRICT COURT
COUNTY OF SANTA FE
STATE OF NEW MEXICO**

FILED 1st JUDICIAL DISTRICT COURT
Santa Fe County
2/23/2023 12:13 PM
KATHLEEN VIGIL CLERK OF THE COURT
Gloria Landin

**STATE OF NEW MEXICO,
Plaintiff,**

vs.

No. D-101-CR-2023-00039

**ALEXANDER RAE BALDWIN III,
Defendant.**

ORDER SETTING CONDITIONS OF RELEASE

Release on recognizance or unsecured bond:

It is ordered that the defendant be released from custody upon:

(Check and complete applicable alternatives)

- Personal recognizance
 Unsecured appearance bond of \$ _____
 Third-party custody release to: _____
(Individual or organization).

I/We agree to supervise the defendant; to use every effort to assure the defendant's appearance at all scheduled hearings; and to notify the court immediately in the event that the defendant violates and conditions of release.

Signature of Custodian Address (city/zip) Area Code / Telephone #

Defendant's conditions of release:

The Court FINDS that the following conditions of release are the least restrictive conditions necessary to reasonable assure the appearance of the defendant as required and the safety of any other person and the community. The defendant shall not violate any federal, state, or local criminal law and shall:

(Complete and check only applicable conditions prior to signature of defendant)

- obey all federal, state, tribal and local laws, statutes and ordinances
 not possess firearms or dangerous weapons, which includes any device that is capable of expelling a projectile by action of an explosion;
 not return to the location of the alleged incident;
 not consume alcohol;
 not buy, sell, consume, or possess illegal drugs;
 notify the court of any change of address;
 not leave the State of New Mexico without prior permission of the Court.
 maintain contact with the defendant's attorney / see and consult with an attorney;
 avoid all contact with the alleged victim(s) or anyone who may testify in this case;
 avoid all contact with co-defendants,
 have an ignition interlock device installed on any vehicle the defendant may drive;
(camera capable ignition interlock device);
 no driving
 be on Electronic Monitoring – House Arrest and abide by all conditions set by the court and by the electronic monitoring program, specifically house arrest, see EM addendum
 be on Pretrial Services and abide by all conditions set by the court and pretrial services.
 Reside at: _____ (address) unless otherwise agreed by the court;

submit to drug and alcohol testing upon the request of Electronic Monitoring / PreTrial Services (see above and mark); however you may be tested at the Court's discretion for drugs

not leave the defendant's residence between the hours of ____ p.m. and ____ a.m. without prior permission of the court;

maintain employment, or, if unemployed, actively seek employment;

maintain or commence an educational program;

(other conditions): Defendant is permitted to have contact with potential witnesses only in the capacity laid out herein: In connection with completing the "Rust" movie and other related and unrelated business matters; provided, however, that Defendant is not permitted to discuss the accident at issue, or the substance of his or the witnesses' potential testimony in this case. "Related business matters" is designed to capture finishing the movie, promoting the movie, and other similar activities. "Unrelated business matters" is designed to capture other business relationships between Baldwin and any of the witnesses. The Defendant is permitted to continue to utilize Matthew DelPiano as his agent. Discussion about the accident is permitted with the witnesses who are named as civil co-defendants only so long as such conversations are held exclusively in the presence of attorneys for civil litigation purposes.

Release on secured bond:

The court FINDS that release on non-monetary conditions will not reasonably assure the appearance of the defendant. In making this determination, the court finds the following particularized factors require imposition of a secured bond in the amount set forth below:

To Secure your appearance in court because of history of failures to appear for court identifies by DA.

Secure \$ of _____, secured by

cash at 10% of total bond to Court

real property bond executed on Form 9-304 NMRA

either 100% cash or surety bond executed on Form 9-304 NMRA

Defendant's acceptance of conditions and promise to appear:

I understand the above conditions of release and agree to them.


I understand that the court may have me arrested at any time, without notice, to review and reconsider these conditions.

I understand that my conditions of release may be revoked and I may be charged with a separate criminal offense if I intimidate or threaten witness, the victim, or an informant, or if I otherwise obstruct justice.

I further understand that my conditions of release may be revoked if I violate a federal, state, or local criminal law.

I agree to appear before the court on located at the FIRST JUDICIAL DISTRICT COURT and thereafter at such times and places required in this case by any court.

I understand that if I fail to appear as required, my bond, may be forfeited, and may be prosecuted and sent to jail for the separate offense of failure to appear. I agree to comply fully with each of the conditions imposed on my release and to notify the court promptly in the event I change the address indicated below.


Defendant's signature

2/23/2023
Date of signature

Date of release

Time of release

Cell phone number

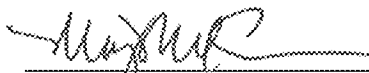
Alternate phone number

Email address

c/o Luke Nikas 51 Madison Ave. 22nd Floor New York, NY 1001
Mailing address (include city, state, and zip code)

Address to be provided by separate Notice filed with the Court under seal
Physical address (include city, state, and zip code)

Judicial approval conditions


Mary Marlowe Sommer
District Judge

/s/ approved via email on 2/23/2023
Mary Carmack-Altwhies
Counsel for State of New Mexico

/s/ Luke Nikas
Luke Nikas
Defense Counsel