

STATE OF NEW MEXICO
COUNTY OF SANTA FE
FIRST JUDICIAL DISTRICT

STATE OF NEW MEXICO,

PLAINTIFF,

VS.

ALEXANDER RAE BALDWIN III,

DEFENDANT.

No. D-0101-CR-2024-0013
Judge Mary Marlowe Sommer

DEFENDANT ALEC BALDWIN'S MOTION TO DISMISS THE INDICTMENT COMBINED
EXHIBIT SET 7 OF 10

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EXHIBIT 17

Santa Fe Sheriff's Office

OCA : 2021007949

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Case Status: *PENDING ACTIVE*Case Mng Status: *ACTIVE*Occurred: *10/21/2021*Offense: *DEATH INVESTIGATION*Investigator: *HANCOCK, A. (7254)*Date / Time: *03/11/2022 12:14:32, Friday*Supervisor: *ZOOK, C. (7140)*Supervisor Review Date / Time: *03/11/2022 13:40:16, Friday*

Contact:

Reference: *Investigation Supplement*

INTERVIEW WITH DAVID HALLS (10/21/2021):

On October 21, 2021, David (Dave) Halls was taken into the interview room at the Santa Fe County Sheriff's Office at approximately 6:26 PM. At approximately 6:41 PM, Detective Samantha Talamante and I went into the interview room to speak with Dave. Dave was informed of his Miranda Rights, waived his rights, and agreed to speak with Detectives.

Dave advised he had been prepping the movie for approximately four weeks now, and have been shooting it for about three weeks. He advised today (10/21/2021), the day started off as it typically does, and they were moving at a pretty fast pace, however everything was right on schedule and nothing was rushed. Dave said the day started at approximately 6:30 AM, and his role for the production is as the first assistant director. Dave advised he is in charge of scheduling, giving information to the crew, managing the set, and the safety coordinator. Dave advised the safety coordinator oversees all departments to ensure they are following safety protocol.

Dave stated he worked close with the armorer, and advised the main armorer was Hannah (Gutierrez), and another individual named Sarah (Zachry), who was in props but helped Hannah. Dave said there was a third person but couldn't recall her name. Dave advised he was their "supervisor" on set.

Dave advised in the morning, there were weapons on set. He said there were three actors with guns, and after that scene was completed they went into the church, and Alec Baldwin's character had a revolver in a holster. David confirmed Hannah to be the person that brought the guns out in the morning, and stated she stored them in a truck. He said the weapons are stored in the truck overnight, or anytime they are not being used. Dave said he wasn't aware of anyone having access to the truck, but it was an open truck.

Dave said there is protocols to be followed when it comes to using firearms on set, but he wasn't aware of any protocols for storing of the weapons. Dave explained how the armorer (Hannah) is in charge of putting the guns on the actors when they are being used. He said the guns are checked by Hannah and him, and every gun being used was checked by both of them in the morning on the day of the incident. Dave said the guns handled in the morning were not the one used by Alec during the incident.

Dave stated the protocol for checking the guns started with Hannah bringing him the gun, he looks down the barrel to make sure there are no obstructions. He then advised most of the time there is no "live fire" and the actors just have them on their person to be used as a "prop" or "costume piece." Dave said if a revolver is being used, Hannah opens up the drum of the revolver, and spins to show it's empty. Dave said after it's spun and he confirms it's empty, he says "cold gun on set."

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Dave advised he was the closest person to Alec when the incident occurred. He advised the scene took place in a church, and consisted of Alec pulling out his gun from his holster as a couple Marshals walked in. Dave said there was no plan to fire during this scene, therefore there was no need for any blanks in the gun since it was a tight shot of him pulling it out of the holster. Dave said when you're doing a tight shot of a gun, there needs to be dummy loads in the gun due to the theatrical aspect of needing to see a loaded gun. He advised in his experience, there is a BB inside of the casing so when you shake it you can tell it's a dummy road. He said another way to tell is the round could have a depressed primer, or a hole in the side.

I asked Dave about the statement he made when he said the first time Hannah showed him the gun, it was empty. He advised there was only about a five minute time period between it being empty, till it was loaded with dummy rounds. Dave advised he did not see where she loaded the gun. Dave was asked why there was this change between having an empty gun, and putting the rounds in it, and he advised it was because they were going tight in on the gun, referring to how close the camera would be to the firearm. Dave said he didn't hear anyone request the gun to be loaded, but advised it was typical when doing close up shots. He then confirmed he only saw three rounds in the gun, and said he should and typically does check all the rounds. Dave said Hannah may have "spun it" but he didn't know, and could only recall seeing three depressed primers. He said he didn't believe it was a bullet that came out when the gun was shot, due to them being .45 caliber rounds he thinks it would have thrown her across the room. He then said he was certain it was not a real bullet, and thought it may have been a blank.

Dave said he heard the wound on Halyna went in her armpit, came out her back and hit director Joel Souza. He advised he did see the wound on Joel. Dave said they were lining up the shot, looking at the monitor on the camera. To the side of the camera was Halyna, and Joel was right behind her. Dave said Alec was in front of the camera, and he was standing on the left (holster side) of Alec. Dave advised he remembered watching Alec during the scene, and he took the gun out of the holster and pointed it forward (in the direction of the camera). He advised he wasn't sure if he (Alec), pulled back the hammer, but was told by Alec the trigger wasn't pulled. Dave described how after the shot was fired, Halyna and Joel fell down. Dave said he rushed over to her and asked if she was okay, to which she advised she couldn't feel her legs. He said he remembered Joel being in pain, and he told others to call 911 and get a medic inside.

I asked Dave if he remembered where the gun was placed after it went off, and he said he was the individual to retrieve it from the pew. Dave said he grabbed the gun and took it outside to the armorer, and told Hannah to show him the shells. Dave said he couldn't remember the exact count, but he could remember four dummy casings because he noticed the hole drilled into the side of them, and there was one casing that didn't have a hole. I asked Dave if all rounds were removed from the gun, to which he responded yes. I asked him then if he noticed if all the projectiles were intact on the casings, and he advised he thought so, but he was only focused on the one that didn't have the projectile on it. Dave advised the gun was disassembled on the cart right outside the door to the building. He said it is where she (Hannah) keeps everything, and nothing appeared suspicious or out of the ordinary.

Dave advised he is very familiar with the inspection of the weapons before them going on set, and said it's just a

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matter of spinning it and making sure all the rounds have depressed primers. He said this was his first time working with Hannah, and he wasn't used to seeing a female in that type of position, especially someone at her age. Dave said there was a couple misfires in the beginning of the production when the weapons were in transport, but it was not uncommon for something like this to happen. He said Hannah was very diligent about doing her checks, and there was never a gun that wasn't checked on set. Dave said he wasn't sure how the team (of people handling the firearms) could have that much experience with guns.

Dave said he believed the incident to be an accident, and there was no reason it would be a deliberate act. He said he believed a "live blank" got mixed into the dummies. Dave was shown some of the ammo Hannah had pulled out of her pocket in the earlier interview, and confirmed they were dummy rounds. He confirmed again every round he saw after Hannah cleared the gun, minus one round, had a hole in it. I asked Dave who had access to the ammo cart, to which he advised no one should, but it is left out therefore people could have access. He said when they went to clear the gun on the cart, there were boxes of ammo. I asked Dave what the protocol was for live ammo, to which he said real bullets were never used. I asked if there were any protocols to ensure live ammo does not make it on set, to which he replied no.

Dave said actors are well trained to never point guns at anyone, and you always point it a little off and can compensate with the camera. David said if dummies are in the gun, nothing will happen if the trigger is pulled. Dave said when the shot went off from the gun, it sounded like a half load blank round, and he suspected a real bullet would have made a much louder sound.

Dave was asked about the camera crew that left the night before, and he advised he didn't believe there was any connection between the incident and the crew. Dave advised he didn't think anyone on the camera crew would have been able to do anything to this nature because he had already checked the gun earlier and confirmed it was an empty gun.

Dave spoke about an "encounter" he had a lunch with the script supervisor identified as Mamie Mitchell. He said he doesn't trust her emotionally, and doesn't think she is relevant to the investigation, but does not think she would have manipulated the gun. Dave advised there is no reason he would suspect any sort of foul play.

Dave's interview is submitted into evidence.

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EXHIBIT 18

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Case Status: PENDING ACTIVE

Case Mng Status: ACTIVE

Occurred: 10/21/2021

Offense: DEATH INVESTIGATION

Investigator: CANO, J. (7242)

Date / Time: 12/09/2021 10:11:13, Thursday

Supervisor: ZOOK, C. (7140)

Supervisor Review Date / Time: 12/30/2021 12:39:06, Thursday

Contact: Souza, Joel
2869 Chamier Pl, Fremont
510-552-2171

Reference: Investigation Supplement

INTERVIEW:

JOEL SOUZA (DIRECTOR)

On Friday, October 22, 2021, at approximately 1:09 p.m., I interviewed Joel Souza who worked on set as the "Writer/Director" for the film "Rust". This narrative depicts and summarizes the statements which were made by Joel. Per policy, this interview was recorded on Watch-Guard lapel and is available if further detail is required.

The interview took place in Santa Fe, New Mexico, at an Airbnb Joel was housed at. Joel began the interview by giving a statement of what he recalled from the incident. He said Reid Russell (A&B Camera Operator), was on the camera dolly and Halyna was looking over Reid's shoulder. He indicated they were setting up the "frame," for a close up on Alec Baldwin's hand. Joel remembers going back and forth about the shot with Halyna, Joel then began turning away from Halyna at which point, he heard a loud "pop." Joel indicated it did not sound like a "quarter load blank," it was too loud. Again, Joel explained he first heard a "whip" sound then a "bang".

Following the gun-shot, Joel stated "it felt like someone hit me with a bat" and then "I was sort of on my ass." Joel said a crew member was feeling around his shirt and found blood, at which point, they pulled his jacket off and cut his shirt open. After that, Matt Hemmer laid him down and was applying pressure to his wound and Ross Addigo was helping. He remembers seeing the crew assisting Halyna to the ground. Joel explained his thought process was, "did Halyna get surprised?" Joel then turned around and stated he saw "blood coming out from Halyna's back." Joel stated at some point, he remembers the "armor" Hannah Gutierrez, standing over him hysterically yelling "I'm sorry, I'm sorry I'm sorry."

When asked how many shots he heard, he said he only heard one shot. Joel then began explaining what occurred at the hospital. Joel was told by the medical staff, the projectile had gone through Halyna and continued into his shoulder. Joel explained he saw the projectile protruding through his skin and "poking out of his back." Joel was telling the medical staff how he believed it was "wadding from a blank," but they said "no it's a bullet." Joel was shown the X-Rays and at that point, Joel noticed the projectile looked like a bullet. Joel said the Doctor told him it was a "45-caliber Slug." The projectile was pulled out of his back and provided to Law Enforcement.

Joel explained what the day was like earlier before the incident. Joel said everyone is on set by 6:30 a.m., and they know it as "call time." Joel noticed the crew was not happy, that the camera crew had walked off and quit the night prior. Joel explained, the new guys that came in to replace some of the camera crew, knew what they were doing. The issue on the day of incident was, they were accustomed to running two cameras at once and as a result of losing the camera crew, they were only running one camera which caused them to work at a more methodical pace.

Joel was asked if his job description required him to monitor everyone on set, He said his job is to be close to the cameras and work with Halyna to set up the "shots" as well as communicating with actors to see what they are doing. Joel said he and Halyna worked incredibly close together. He mentioned the crew is always back and forth between camera carts and camera trucks. Although, Joel's time is spent solely near the camera monitors.

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Supervisor Signature

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Offense: DEATH INVESTIGATION

Investigator: CANO, J. (7242)

Date / Time: 12/09/2021 10:11:13, Thursday

Supervisor: ZOOK, C. (7140)

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Contact: Souza, Joel
2869 Chamier Pl, Fremont
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Reference: Investigation Supplement

Going back to why the camera crew had walked off that morning, Joel said, he heard it had something to do with hotel rooms. Joel explained, the camera crew was driving from Albuquerque to the set and they were unhappy because of the situation. He indicated he didn't know much, because issues were directed to the Production or the Unit Production Manager.

When asked if he ever managed or associated with the props department or the props being used on set, Joel said he is not allowed to touch the firearms. He said the firearms are under the care of the "armorer" Hannah Gutierrez. Joel then gave a brief explanation of what the armorer's job consists of. Joel informed me, the armorer is supposed to announce what's in the gun, or what is not after that, the 1st Assistant Director checks the gun. The 1st Assistant Director then agrees or disagrees whether the gun is "cold" or "hot". The gun is then given actor and shown whether the gun is "cold" or "hot". Joel said the 1st Assistant Director is responsible for the safety on set.

Joel continued to explain the protocol of what occurs when a gun is on set. He said if a gun is taken on set, they will announce, "gun on set." If there is going to be a gun that is going to be fired on set, they will announce "fire in the hole" or "gun is going to be firing." If it's just a rehearsal, the actor will get a "cold gun" with nothing in it. If "blanks" are going to be fired, they will announce the size of the "blank," such as "quarter load" or "half load" to make everyone aware of what's going on.

Joel was asked if he remembered if the 1st Assistant Director- Dave Halls, announced "cold gun" the day of incident. Joel said, in the scene they finished before lunch, he remembers hearing "cold gun," meaning the gun was empty. Joel indicated after lunch, the scene was a continuation of what they were doing. Joel said after lunch, he can't remember if the 1st Assistant Director announced "cold gun." Joel said he was too busy speaking with Halyna and Reid about the shot and can't recall if they announced it.

When Joel was asked to describe where he was standing at the time of the incident, Joel said he was behind Halyna trying to look at the monitor. Joel indicated he was unable to see Alec Baldwin from where he was standing. When asked if he knew who brought the gun into the church, he said "no" because he was too busy. Joel said, he has little experience in dealing with firearms in movies. Although from his understanding, once the 1st Assistant Director checks the firearm, it goes back to the armorer then to the actor.

On the day of the incident, Joel said they went to lunch at 12:30 pm. Joel said vans are sent up to the filming set in order to transport people down to basecamp. Joel indicated, after lunch he was back and forth from the camera monitor to the set. He said they were not ready to film and they were "literally just setting the frame." When asked if there was anything captured by the camera, Joel said nothing was "rolling". Joel told me, he doesn't know if sound was recording, but he knows for certain that the camera was not "rolling".

Joel was then asked if the rehearsal required Alec to draw the firearm and point it at the camera. Joel explained, the shot required Alec to slowly draw the gun and partially take it out of the holster. When asked if the shot required Alec to fully draw the weapon and point it, Joel stated "no" because they didn't get that far.

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Offense: DEATH INVESTIGATION

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Date / Time: 12/09/2021 10:11:13, Thursday

Supervisor: ZOOK, C. (7140)

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When asked if there was any negligence on set, Joel said "no". Joel explained, at the beginning of the film, all the actors came out and shot with Hannah to get familiar with the guns. According to Joel, Hannah taught them where to aim and where not to aim, they were also advised to aim clear of people. Joel reiterated, he can't recall any issues other than a "popper" going off prematurely on one occasion. Joel went into detail, saying a "popper" is a brown little bag full of debris they hang on the roof, when it pops debris falls down, this occurs during a gun fight sequence.

When asked what he thought occurred that day, Joel said he can't imagine an armorer would intermingle "live rounds" with "blanks". Joel thinks it was a mistake or thinks there was a round already in the gun. Joel stated there should never be live rounds on a movie set. When asked if he noticed hostility towards one another on set, Joel again said "no." Joel began talking about the camera crew walking off set, saying as they were leaving, they shook hands and hugged goodbye. Joel explained when the old camera crew arrived to gather their equipment that morning, they acted very professionally. At the end of the interview, Joel said he worked with Halyna for approximately 46 days.

On October 25, 2021, at approximately 10:21 a.m., Marissa Poppell- Santa Fe County Sheriff's Office Crime Scene Technician and I, retrieved Joel Souza's clothes from the day of the incident. The items were collected and submitted into evidence by CST-Marissa Poppell.

Investigator Signature

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EXHIBIT 21

Santa Fe Sheriffs Office

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Case Mng Status: ACTIVE

Occurred: 10/21/2021

Offense: DEATH INVESTIGATION

Investigator: CANO, J. (7242)

Date / Time: 11/22/2021 12:58:53, Monday

Supervisor: ZOOK, C. (7140)

Supervisor Review Date / Time: 12/01/2021 13:08:28, Wednesday

Contact: Zachry, Sarah Brianne
7523 Rio Salado Ct Nw, Albuquerque

Reference: Investigation Supplement

Case: 2021007949

Offense: Death Investigation

Address: 545 Bonanza Creek Road, Santa Fe, NM 87508

Victim: Halyna Hutchins & Joel Souza

Detective: Joel Cano

INITIAL:

On Thursday, October 21, 2021, Deputies were dispatched to 545 Bonanza Creek Road in Santa Fe County, State of New Mexico, in regards to a movie set shooting. Deputies were informed by Santa Fe RECC of two individuals who sustained gunshot wounds. RECC informed deputies that the gunshot wounds were caused by a "Prop-Gun". The Santa Fe County Criminal Investigation Division was called to the scene to take over the investigation.

INVESTIGATION:

Upon arriving on scene, Detectives were briefed by Santa Fe County Sheriff Patrol Lt. Tim Benavidez. It was later learned that a female identified as Halyna Hutchins, had sustained a gunshot wound to her shoulder area and a male identified as Joel Souza, had sustained a gunshot wound to his upper shoulder area. I was notified that (victim) Halyna Hutchins had been flown to UNMH (University of New Mexico Hospital) and (victim) Joel Souza was transported to the St. Vincent`s Hospital in Santa Fe.

During the course of investigation, I was informed that a movie by the name "Rust" was being filmed on set. I was also advised that a "Revolver Prop-Gun" was handed to Actor Alec Baldwin for rehearsal, and that is the gun which fired a live round striking both Halyna and Joel. Lt. Benavidez informed he had cleared the revolver and took custody of the weapon, which he secured in his Patrol unit. Lt. Benavidez also stated the Armorer identified as Hannah Gutierrez, who is in charge of the weapons, was sitting in the back seat of his patrol vehicle. It was learned that Hannah was seen by medics due to her hyperventilating.

I was informed by Patrol Deputies on scene, that a group of witnesses were gathered by a prop-truck. Contact was made with the witnesses who were then instructed to move down to basecamp for interview. The Unit Production Manager (UPM) identified as Katherine "Row" Walters, provided me with a vacant RV in which we could utilize to conduct our preliminary interviews.

While on set, contact was made with Alec Baldwin. Mr. Baldwin was asked if he would be willing to give a statement at the Santa Fe County Sheriff`s Office, at which point he stated "I will do whatever you tell me to do". Mr. Baldwin said he would be willing to give a statement and was directed to the Santa Fe County Sheriff`s Office.

INTERVIEW :

Sarah Zachry (Props-Master)

Investigator Signature

Supervisor Signature

Santa Fe Sheriffs Office

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Supervisor Review Date / Time: 12/01/2021 13:08:28, Wednesday

Contact: Zachry, Sarah Brianna
7523 Rio Salado Ct Nw, Albuquerque

Reference: Investigation Supplement

On Thursday, October 21, 2021, at approximately 7:19 p.m., I interviewed Sarah Zachary who worked as a "Props-Master" on the film "Rust". This narrative depicts and summarizes the statements which were made by Sarah. Per policy, this interview was recorded on Watch-Guard lapel and is available if further detail is required.

When Sarah was asked what her start date on the film "Rust" was, she replied saying "September 27, 2021". Sarah informed she had an assistant by the name Nicole Montoya. She indicated Nicole works as her "Props-Assistant" and "Rust" was Nicole's first film. Sarah also mentioned Hannah Gutierrez started on Tuesday, September 28, 2021. Sarah said a female identified as Hannah Gutierrez was the armorer for this film.

Sarah was asked what a "prop-master" did versus an "armorer". Sarah indicated her job was to bring in anything that the actors touch for the movie and the armorer is the one who deals with the guns. Sarah explained by saying she was in charge of getting the guns, but an armorer is hired to work with them. When questioned if that would be consistent from the start of September 27, 2021, to October 21, 2021, Sarah said "yes." Sarah stated she assisted the armorer, but an armorer is the one who loads the guns and gives them to the actors.

When Sarah was asked what time her day started on October 21, 2021, she indicated she started at 6:30 a.m. She was then asked what time she broke for lunch at which point, she replied at around 12:30 p.m. Sarah was asked before lunch between 6:30 a.m., and 12:30 p.m., if they handled the firearms. Sarah indicated they did handle the firearms, although they were only loaded with "dummy rounds". She explained and said dummy rounds have no gun powder and dummy rounds are "there just for the look of it," indicating dummy rounds are used to make the gun look "full" for the camera. Sarah also indicated a dummy round looks like a bullet, but if the hammer on the revolver hits the primer it won't fire. Sarah was asked what type of firearms were handled before lunch and she replied saying three guns were on set, all known as revolvers. She explained two of the revolvers were used on set and "dummied up." The two revolvers had shorter barrels than the one used in the incident and given to Alec Baldwin.

Sarah indicated the guns were locked up before they took a lunch break. After lunch at around 1:20 p.m., the guns were removed from the safe and taken out to the cart. Sarah's duty at that time was to put the metal badges on the actors and Hannah's duty was to take the gun to Mr. Baldwin. When asked who loaded the gun, Sarah said she does not recall seeing Hannah load the revolver after lunch however, she said Hannah would have most likely been the one to load the guns at the cart. Sarah described the cart as a two tier, grey in color, four wheeled cart. She advised the cart is used to carry Ammo, guns, miscellaneous props and their personal bags.

Again, questions were asked about firearms and ammunition, but Sarah did not see Hannah load the weapons on October 21, 2021, but stated they were supposed to be loaded with "dummy rounds." Sarah stated dummy rounds are kept in "the box," or sometimes pulled from actor's gun belts which are loaded with dummy rounds. The ammo boxes also have a slot for each bullet like a normal ammo box would. When Sarah was asked who had access to the safe, she said only Hannah, Nicole and herself. When asked where she was at when the guns were handed off. Sarah stated she might have been back at the prop truck when the gun was handed to Alec, because she forgot one of the guns. She indicated actors Jensen Ackles and Swen Temmel have the same gun, but one of them was left

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Supervisor Signature

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Supervisor: ZOOK, C. (7140)

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Contact: Zachry, Sarah Brianne
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Reference: Investigation Supplement

back at the gun safe. Sarah said the safe is located on the rear right side of the prop truck.

When Sarah was asked where she was at when the shot was fired, she said her and Nicole were outside the church having casual conversation with the crew members. At that time, she ran over to see what happened and saw Joel on the floor. She only looked inside the church from the door, but didn't go in. Sarah stated she thought a "popper" went off from special effects because she didn't know a gun was on set yet. She said both of the guns she was working with hadn't been on set yet. While she was thinking it was a "popper" from special effects, she was told Alec's gun was on set. Sarah recalled hearing only one gunshot.

When asked about her conversation with Hannah after the shot had fired, Sarah explained she ran into Hannah outside the church. She stated Hannah was "panicking" and "freaking out". Hannah began saying there is no way something was in it and it was "going to ruin her career". Sarah recalled seeing Hannah and Dave Halls checking the gun. Sarah observed Hannah handle the cartridges after the gun was fired. She indicated Hannah held the dummies and one of them did not have the led end on it. Sarah heard Hannah say it somehow "popped off". While Hannah was speaking with Dave, she heard Hannah say "they're supposed to be dummies". Sarah believed Hannah kept the remaining cartridges because Hannah showed them to her.

When Sarah was asked what she did after that, Sarah said she took the fired cartridge and started comparing it to other ammunition from the same box it was pulled from. Sarah said she found some rattled and some that didn't, which led her to believe there was more "live rounds". When asked to describe the box of ammo, she described it as a white box which was located on the top of the cart. Sarah indicated the fired cartridge was left on the cart. When asked what happened with the rest of the cartridges, she said she didn't know what Hannah did with them. Sarah alleged Nicole was next to her when she was rattling the rounds.

When asked if there should ever be live rounds on set, Sarah said it is prohibited to have live rounds on set. Sarah explained saying the most dangerous rounds on a film sets are known as "full load blanks". Sarah said she didn't know they had live cartridges in there because they get them from suppliers. Again, Sarah said they pulled from a full box of "dummy rounds". Sarah made the comment she knew Hannah had brought ammo from a previous set. She indicated they both have also obtained ammo from Seth Kenny. She said extra "dummy rounds" were obtained by Billy Ray. She indicated both Seth Kenny and Billy Ray reside in Albuquerque, New Mexico. When asked about the certifications or any type of certifications to handle guns/ammunition, Sarah also added she is covered under Seth Kenny's license because he is an armorer and supplier.

When Sarah was asked how long she has been working as a prop-master, she said for almost a year. When asked if anything else had occurred while utilizing cartridges and dummies, Sarah explained there were a couple misfires one day with blanks. Sarah indicated she was responsible for one of the misfires. She stated the hammer on the revolver slipped from her hand, but it was pointed at the ground. The second time, a stunt men had one of the rifles and it misfired, alleging he was not around anyone. When Sarah was asked about the demeanor on set, she said there is a few individuals who can get "grouchy," but everyone does work 12 hour days. She said on the day of

Investigator Signature

Supervisor Signature

Santa Fe Sheriffs Office

OCA : 2021007949

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

Case Status: PENDING ACTIVE

Case Mng Status: ACTIVE

Occurred: 10/21/2021

Offense: DEATH INVESTIGATION

Investigator: CANO, J. (7242)

Date / Time: 11/22/2021 12:58:53, Monday

Supervisor: ZOOK, C. (7140)

Supervisor Review Date / Time: 12/01/2021 13:08:28, Wednesday

Contact: Zachry, Sarah Brianne
7523 Rio Salado Ct Nw, Albuquerque

Reference: Investigation Supplement

the incident everything felt normal.

Sarah was asked "What do you think happened"? Sarah said she personally believed Hannah might have messed up when she was checking the "dummy rounds". Sarah explained on what checking "dummy rounds" entailed. Sarah said the armorer is supposed to rattle one "dummy round" at a time, because if you rattle two at a time, you won't know which one is rattling. She said the dummy rounds are noticeable because they usually have beads in them. In her opinion, Sarah thinks Hannah might have had two "dummy rounds" in one hand and the rattling was coming from only one "dummy round."

Near the end of the interview, Sarah also said she noticed the primer on the back of the fired cartridge was silver rather than gold. In her experience most of the time when a cartridge has a silver primer, it has "something" in it. She also stated the fired cartridge pulled out of the gun, had a silver primer. When Sarah was asked if Seth Kenny and Billy Ray make their own "blanks and "dummies," she said no, they only distribute blanks but don't manufacture them.

Investigator Signature

Supervisor Signature

EXHIBIT 22

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

FILED
FIRST JUDICIAL
DISTRICT COURT

EM

2024 JAN 19 PM 12:39

STATE OF NEW MEXICO,

Plaintiff,

vs.

No. D-0101-CR-202400 00013

STN: Not Available

Judge: T. GLENN ELLINGTON

ALEXANDER (ALEC) RAE BALDWIN,

DOB: XX/XX/1958

SSN: XXX-XX-3901

Defendant.

CHARGE: Involuntary Manslaughter

GRAND JURY INDICTMENT

THE GRAND JURY CHARGES:

Count 1: **Involuntary Manslaughter (Negligent Use of a Firearm)**, (0007), on or about October 21, 2021, in Santa Fe County, State of New Mexico, at Bonanza Creek Ranch located at 545 Bonanza Creek Road, Santa Fe, New Mexico 87508 the above-named defendant did cause the death of Halyna Hutchins in the commission of Negligent Use of a Firearm, an unlawful act, which did not amount to a felony, a fourth degree felony, contrary to NMSA 1978, Section 30-2-3(B) (1994).

Or in the Alternative:

Count 1: **Involuntary Manslaughter (Without Due Caution or Circumspection)**, (0006), on or about October 21, 2021, in Santa Fe County, State of New Mexico, at Bonanza Creek Ranch located at 545 Bonanza Creek Road, Santa Fe, New Mexico 87508 the above-named defendant did cause the death of Halyna Hutchins by an act committed with the total disregard or indifference for the safety of others, and the act was such that an ordinary person would anticipate that death might occur under the circumstances, a fourth degree felony, contrary to NMSA 1978, Section 30-2-3(B) (1994).

The name(s) of the witness(es) upon whose testimony this Indictment is based are: Alexandria Hancock, Bryan Carpenter, Lane Luper, Ross Addeigo, Michael Haag, Marissa Poppell, Connor Rice.

I hereby certify that the foregoing instrument is a true Bill as to the felony counts listed above.


FOREPERSON

DATE: 1/19/2024

APPROVED:



Kari T. Morrissey
Special Prosecutor

EXHIBIT 23

**IN THE MAGISTRATE COURT
COUNTY OF SANTA FE
STATE OF NEW MEXICO**

State of New Mexico
Plaintiff,
Vs.

Number M-49-SW-2021-00003
SFSO CASE #2021007949

IN THE MATTER TO THE ISSUANCE OF A
SEARCH WARRANT-IN REGARDS TO:

A WHITE "PROP TRUCK" LOCATED AT 545 BONANZA CREEK ROAD, SANTA FE, NEW MEXICO 87508. THE TRUCK HAS NEW MEXICO LICENSE PLATE "KML927." IT IS A WHITE IN COLOR, 2004 INTERNATIONAL 4300 DT466. THE VIN FOR THE VEHICLE IS IHTMMAAMX4H657928. THE CARGO BOX FOR THE TRUCK IS A MARATHON TRUCK BODY WITH SERIAL NUMBER 92841. THE TRUCK HAS A BLACK FOLD DOWN LOADING RAMP AT THE REAR OF THE CARGO BOX.

Defendant(s); Unknown

SEARCH WARRANT

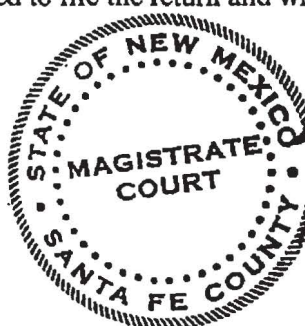
THE STATE OF NEW MEXICO TO ANY OFFICER AUTHORIZED, TO EXECUTE THIS WARRANT.

Proof of Affidavit for Search Warrant, having been submitted to me, I am Satisfied that there is probable cause that the person named or property described in The Affidavit is located where alleged in the Affidavit and I find that grounds exist for the issuance of the Search Warrant. A copy to the Affidavit is attached and made a part of this warrant.

YOUR ARE HEREBY COMMANDED to search forthwith the person of place described in the Affidavit between the hours of 6:00 a.m. and 10:00 p.m., unless I have specifically authorized a night-time search. For the person or property described in the Affidavit. Serving this warrant with a copy of the Affidavit, and making the search and if the person or property to be found there, to seize the person or the property and hold for safekeeping until further order of this court.

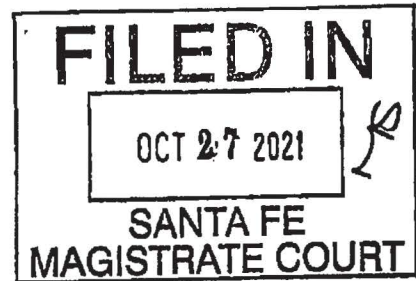
You are further directed to prepare a written inventory of any person of property seized. You are further directed to file the return and written inventory with the Court promptly after its execution.

OCT 27 2021
DATE



[Handwritten Signature]
JUDGE

**IN THE MAGISTRATE COURT
COUNTY OF SANTA FE
STATE OF NEW MEXICO**



State of New Mexico
Plaintiff,

Vs.

Number M-49-SW-2021-00003
SFSO CASE #2021007949

**IN THE MATTER TO THE ISSUANCE OF A
SEARCH WARRANT-IN REGARDS TO:**

A WHITE "PROP TRUCK" LOCATED AT 545 BONANZA CREEK ROAD, SANTA FE, NEW MEXICO 87508. THE TRUCK HAS NEW MEXICO LICENSE PLATE "KML927." IT IS A WHITE IN COLOR, 2004 INTERNATIONAL 4300 DT466. THE VIN FOR THE VEHICLE IS 1HTMMAAMX4H657928. THE CARGO BOX FOR THE TRUCK IS A MARATHON TRUCK BODY WITH SERIAL NUMBER 92841. THE TRUCK HAS A BLACK FOLD DOWN LOADING RAMP AT THE REAR OF THE CARGO BOX.

Defendant(s); Unknown

AFFIDAVIT FOR SEARCH WARRANT

Affiant, being duly sworn, upon her oath, states that I have reason to believe that on the following described premises.

Vehicle to be searched: A WHITE "PROP TRUCK" LOCATED AT 545 BONANZA CREEK ROAD, SANTA FE, NEW MEXICO 87508. THE TRUCK HAS NEW MEXICO LICENSE PLATE "KML927." IT IS A WHITE IN COLOR, 2004 INTERNATIONAL 4300 DT466. THE VIN FOR THE VEHICLE IS 1HTMMAAMX4H657928. THE CARGO BOX FOR THE TRUCK IS A MARATHON TRUCK BODY WITH SERIAL NUMBER 92841. THE TRUCK HAS A BLACK FOLD DOWN LOADING RAMP AT THE REAR OF THE CARGO BOX.

And that the facts tending to establish the foregoing grounds for issuance of a Search Warrant are as follows:

Affiant is a full-time, certified peace officer in the State of New Mexico, currently commissioned and salaried by the Santa Fe County Sheriff's Office, where she serves as a detective within the Criminal Investigations Division of the Santa Fe County Sheriff's Office. Affiant is currently assigned to the Violent Crimes Division. Affiant has approximately four years of law enforcement training and experience investigating criminal investigations.

ITEM(S) TO BE SEIZED:

1. Photographs of the exterior and interior of the vehicle.
2. Firearm(s), Firearm(s) components, documentation that establishes ownership of said firearm(s). Ammunition(s), used or unused whether it be live ammunition or prop ammunition, projectiles, casings whether spent or unspent.
3. All cameras, digital cameras, and film or memory cards used by cameras.
4. Any safe/combination locked mechanism which may house firearms or ammunition.
5. Clothing including but not limited to shirt(s), pant(s), hat(s), to include Old Western Style clothing worn by the actor/staff during the incident that may still be in the structure/building.
6. Latent and/or visible print(s), including but not limited to fingerprint(s) and footwear impression(s).
7. Fingerprint, palmprint and/or footprint standards sufficient for laboratory examination from any person(s) located at the herein-described premises and/or vehicle(s), to be searched.
8. Bodily fluid(s), bodily tissue(s) and/or bodily organ(s) including but not limited to saliva, semen, blood, bone fragments, skin, hair and/or any item(s) that may have said item(s) upon and/or within them.
9. Residue(s) apparently deposited by the discharge of firearm(s) and/or any explosion(s) and/or any item(s) and/or material(s) that may have said item(s) and/or material(s) on and/or within them.
10. Trace evidence, including but not limited to glass, hair and/or fiber(s) and/or any item(s) and/or material(s) that may have said item(s) on and/or within them.

INVESTIGATION CONDUCTED:

On Thursday, October 21, 2021, Santa Fe County Sheriff's Office deputies were dispatched to 545 Bonanza Creek Road, Santa Fe, New Mexico, in reference to an incident regarding a "Gunshot Trauma Wound."

Santa Fe Regional Emergency Communications Center (SFRECC), advised a male was "accidentally" shot by a prop gun and it was unknown if it had been a live round used.

Upon arrival, Deputy Nicholas LeFleur advised one female was shot in the chest and one male was shot in shoulder area. The female was identified as Cinematographer (Halayna Hutchins) and she was transported via helicopter to the University of New Mexico Hospital (UNMH), located in Albuquerque, New Mexico, for further medical care. The male identified as Joel Souza (Director), who sustained a gunshot wound to the shoulder, was transported via ambulance to Christus St. Vincent Hospital, located in Santa Fe, New Mexico.

Upon arrival, Affiant learned, the location of the incident was inside of a structure located at 545 Bonanza Creek Road and the GPS location being N35.32.35, W106.5.52. Affiant learned the firearm used during the incident was secured by arriving deputies along with the ammunition.

During rehearsal for the movie, the prop-gun was fired by the Actor Alec Baldwin, striking the Cinematographer identified as Halayna Hutchins and Joel Souza (Director) who was behind the Cinematographer (Halayna Hutchins).

Affiant conducted an interview with Hannah Gutierrez, Armorer for the set. In the interview, Hannah advised on the day of the incident, she checked the "dummies" and ensured they were not "hot" rounds. Affiant also learned as the crew broke for lunch, the firearms were taken back and secured inside a safe on a "prop truck" on set. During lunch, she stated the ammo was left on a cart on the set, not secured. Hannah also advised that ammo was also kept inside the "prop truck." Hannah stated after lunch, Sarah Zachary pulled the firearms out of the safe inside the truck, and handed them to her. She advised there are only a few people that have access and the combination to the safe. During the course of filming, Hannah advised she handed the gun to Alec Baldwin a couple times, and also handed it to David Halls. When Affiant asked about live ammo on set, Hannah responded no live ammo is ever kept on set.

During an interview with David Halls, when Affiant asked David about the safety protocol on set in regards to firearms, he advised, "I check the barrel for obstructions, most of the time there's no live fire, she (Hannah) opens the hatch and spins the drum, and I say cold gun on set." David advised when Hannah showed him the firearm before continuing rehearsal, he could only remember seeing three rounds. He advised he should have checked all of them, but didn't, and couldn't recall if she spun the drum.

Affiant learned after the gun was fired, David Halls picked up the firearm from a pew inside the church, and took it to the Armorer (Hannah Gutierrez). Hannah then was told to "open" the gun so he could see what was inside. David advised he could only remember seeing at least four "dummy" casings with the hole on the side, and one without the hole. He advised this round did not have the "cap" on it and was just the casing. David advised the incident was not a deliberate act. When Affiant asked David about the safety protocol on set in regards to firearms, he advised, "I check the barrel for obstructions, most of the time there's no live fire, she (Hannah) opens the hatch and spins the drum, and I say cold gun on set." David advised when Hannah showed him the firearm before continuing rehearsal, he could only remember seeing three rounds. He

advised he should have checked all of them, but didn't, and couldn't recall if she spun the drum.

When deputies arrived on scene, the prop-gun was handed to arriving deputies by Armorer (Hannah Gutierrez). Affiant was informed the prop-gun was properly secured in a marked patrol unit along with other prop-ammunition. The grey in color two tier cart, contained a western style belt and additional prop-ammunition which was secured by responding deputies.

The Cinematographer (Halayna Hutchins), who sustained a gunshot wound to the chest area, was later pronounced deceased at UNMH.

On Friday, October 22, 2021, at approximately 1:00 p.m., Santa Fe County Detectives made contact with Joel Souza (Director/Writer) whom sustained a gunshot wound to the right shoulder. Joel was given the opportunity to give a statement regarding the incident that occurred at 545 Bonanza Creek Filming Ranch in Santa Fe, New Mexico on Thursday, October 21, 2021.

Joel stated that the work day started at approximately 6:30 a.m. He advised the crew usually meets and has breakfast on the property. During the morning hours, the day started off late due to a camera crew walking off set the previous day (10/20/2021). The crew was replaced the following day (10/21/2021).

Joel said once they hired another camera crew to assist, the day was taking longer than usual because they only had one camera to do the filming. Joel was asked about the employees' behavior, and he said everyone was getting along there were no altercations that took place to his knowledge.

Joel said he was standing beside (Cinematographer) Halayna Hutchins viewing the camera angle on camera lens. The rehearsal took place inside the church building where Actor Alec Baldwin was sitting on a wooden pew facing south towards the camera and crew. Joel said the rehearsal entailed Actor Alec Baldwin cross drawing his weapon and pointing the revolver towards the camera lens. According to Joel it was his belief the gun being used in the rehearsal was safe and used the term "cold gun" when explaining the firearm safety announcements. He said he remembered the phrase "Cold Gun" being said, while preparing for the scene.

Joel explained what he knows about the firearm safety. He said what he knows is three people had been handling the guns or firearms for the scenes. He said the firearms are checked by Hannah Gutierrez, the Armorer, and then the firearm is checked by the Assistant Director Dave Halls, who then gives it to the Actor using the firearm. Joel said as far as he knows, no one gets checked for live ammunition on their person prior and after the scenes are being filmed. The only thing checked are the firearms to avoid live ammunition being in them. Joel stated there should never be live rounds whatsoever, near or around the scene.

Joel explained that prior to the discharge of the firearm by Actor Alec Baldwin, they had been working on preparing for the scene before lunch. Joel said they broke for lunch

around 12:30 p.m. and had to be shuttled to an area away from the set. Joel advised they returned back to the set after lunch, although he is not sure if the firearm was checked again. Joel stated they had Alec sitting in a pew in a church building setting, and he was practicing a cross draw. Joel said he was looking over the shoulder of Halayna, when he heard what sounded like a whip and then loud pop.

Joel then vaguely remembers Halayna complaining about her stomach and grabbing her midsection. Joel also said Halayna began to stumble backwards and she was assisted to the ground. Joel explained that he was bleeding from his shoulder and he could see blood on Halayna.

Once Santa Fe County Detectives completed the interview with Joel, I made contact with Reid Russel who is identified as a (camera-man) who was standing next to Joel and Halayna at the time of incident.

While speaking to Reid he stated he arrived early to eat breakfast on the day of incident. Reid told me he had much work to complete due to a camera crew of about six individuals walking out of the film. Reid stated the camera crew was having issues with production involving payment and housing. Reid also said that the camera crew that walked out on the film wrote a letter to production on disagreements.

Reid said while he was working with the camera in the setting for the movie, he had stepped out for about 5 minutes after returning from lunch. He said when he had returned back into the setting for the scene, Alec, Joel, and Halayna were already in possession of the firearm and had been preparing for the scene. He was not sure if the firearm had been checked due to his absence of the five minutes.

Reid went on to say, that while setting up his camera, there was no video or audio being filmed as it was just preparation of the scene and setting. Reid said while preparing, there was a shadow coming from the outside light and they had to move the camera at a different angle from Alec. He said Alec was trying to explain how he was going to draw out the firearm and where his arm would be at when the firearm was pulled from the holster.

Reid was not sure why the firearm was discharged and just remembered the loud bang from the firearm.

Reid said after the firearm was discharged, he remembered Joel having blood on his person, and Halayna speaking and saying she couldn't feel her legs. Reid stated once Halayana was on the ground, medics began to tend to her injury.

Reid was asked about the behavior of the people involved in the setting of the scene. He said everyone seemed to be getting along.

He was asked about Alec and the firearm and how he handled the firearm. Reid said Alec had been very careful, and brought up an instance when a scene was being filmed earlier. Reid said Alec had made sure it was safe and that a child wasn't near him when they were discharging a firearm during that scene.

On October 22, 2021, Detectives executed a search warrant at 545 Bonanza Creek Road, in Santa Fe County, New Mexico. During the execution of that warrant, firearms, ammunition, clothing, and other items of evidentiary value were recovered. Upon initial examination of the evidence collected, it appears live bullets were collected from the scene, pending further forensic examination. Due to the information received from Hannah, Affiant would like approval of a Search Warrant for the prop truck on scene, due to the statement received about firearms and ammunition being stored on the truck.

Based on the information and investigation, Affiant believes there are sufficient grounds sought for the issuance of a Search Warrant for the aforementioned vehicle, a white "prop truck" with New Mexico license plate "KML927." The truck is still on scene, and being secured by Santa Fe County Deputies.

Affiant has not included every fact related to this investigation, but has included only those facts, Affiant believes are necessary to establish probable cause, for the issuance of a Search Warrant.

Affiant is aware through training and experience that before, during and/or after the commission crime(s) there is often transfer of evidence between suspect(s), victim(s), witness(es) and/or their environment. This evidence may not be visible to the naked eye.

Affiant is aware people involved in the commission of crime(s) often attempt to conceal, tamper with and/or dispose of evidence, including but not limited to the herein-described item(s), to be seized.

At this time it is unknown if any weapons are within the structure.

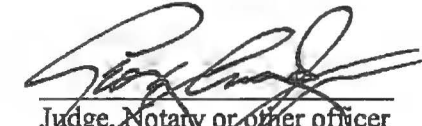
Affiant, respectfully requests the issuance of a search warrant regarding the aforementioned vehicle. It is important to document the condition and/or location of items found at the scene and/or their context within the scene. Based on the foregoing information, Affiant believes there is probable cause that items of evidentiary value may be identified within the vehicle, which could corroborate or refute the statements that have been provided at this time.



Affiant: Detective Alexandria Hancock
Signature of Affiant

Detective
Title of Affiant

Subscribed and sworn to or declared and affirmed to before me in the above-named county of the State of New Mexico this 27th day of Oct, 2021.



Judge, Notary or other officer
Authorized to Administer oaths.

Judge

Official Title

Approved for legal sufficiency and format
By: Chief Deputy District Attorney Kent Wahlquist

MAGISTRATE
IN THE FIRST JUDICIAL DISTRICT COURT

STATE OF NEW MEXICO

No. M-49-SW-2021-00003

CASE # 2021007949

Plaintiff

v.

IN THE MATTER OF THE ISSUANCE
OF A SEARCH WARRANT FOR: (Insert Search Warrant Heading Here)

A white "prop truck" located at 545 Bonanza Creek Road, Santa Fe, Nm 87508. The truck has New Mexico license plate "KMI 927." It is a white in color 2004 International 4300 DT466. The VIN for the vehicle Defendant is 4HTMMAMX4H657928.

RETURN INVENTORY

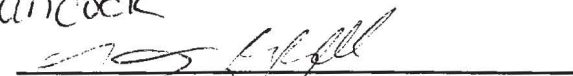
I received the attached search warrant on: 10 / 27 / 2021
I executed this search warrant on: 10 / 27 / 2021

I searched the person/premise/vehicle described in the warrant and left a copy of the Search Affidavit, Search Warrant and Return Inventory with the person searched, owner of the premise or responsible part. During the search the following evidence was located and seized pursuant to the search warrant:

ITEM	ITEM	ITEM
Bandoier w/ misc ammo	Revolver # E126418	
4) cardboard boxes w/ ^{misc} ammo	Revolver # E071876	
BIK bag - ^{ammo, firearm} replica + rubber revolver	Revolver # 6507	
BIK bag w/ misc ammo	Revolver # E102661	
BIK bag w/ gun tags + ^{misc} ammo	Revolver # E126417	
1) spent LC Blank	Revolver # P66846/6846	
1) empty ammo box	Revolver # 26 20696	
1) 45 colt round	Rifle # 02025	
Misc ammo from sil bucket	Ammo from rifle	
Revolver # E11028	photographs	
Revolver # E070218		
Revolver # E47223		
Revolver # E061455		
Revolver # E46364		

This inventory was made in the presence of Det. Alexandha Hancock and Marissa Poppell with the Santa Fe County Sheriff's Office.


Signature # 7254


Witness # 7235

DOCUMENT 3

**IN THE MAGISTRATE COURT
COUNTY OF SANTA FE
STATE OF NEW MEXICO**

State of New Mexico
Plaintiff,
Vs.

Number M-49-SW-2021-00001
SFSO CASE #2021007949

**IN THE MATTER TO THE ISSUANCE OF A
SEARCH WARRANT-IN REGARDS TO:**

A WOODEN FIXED STRUCTURE, GRAY/BROWN IN COLOR WITH A PITCHED ROOF AND A CROSS ON THE ROOF. THE FRONT OF THE STRUCTURE FACES WEST AND HAS FOUR MEDIUM SIZE WINDOWS FACING NORTH, TWO MEDIUM SIZE WINDOWS AND ONE SMALL SIZE WINDOW FACING EAST AND FOUR MEDIUM SIZED WINDOWS FACING SOUTH. THE LOCATION IS IDENTIFIED AS 545 BONANZA CREEK ROAD, SANTA FE, NEW MEXICO 87508. THE GPS LOCATION IS IDENTIFIED AS N35.32.35, W106.5.52.

Defendant(s); Unknown

SEARCH WARRANT

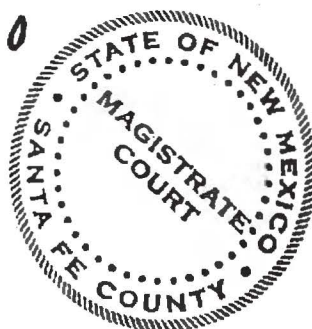
THE STATE OF NEW MEXICO TO ANY OFFICER AUTHORIZED, TO EXECUTE THIS WARRANT.


Proof of Affidavit for Search Warrant, having been submitted to me, I am Satisfied that there is probable cause that the person named or property described in The Affidavit is located where alleged in the Affidavit and I find that grounds exist for the issuance of the Search Warrant. A copy to the Affidavit is attached and made a part of this warrant.

YOUR ARE HEREBY COMMANDED to search forthwith the person of place described in the Affidavit between the hours of 6:00 a.m. and 10:00 p.m., unless I have specifically authorized a night-time search. For the person or property described in the Affidavit. Serving this warrant with a copy of the Affidavit, and making the search and if the person or property to be found there, to seize the person or the property and hold for safekeeping until further order of this court.

You are further directed to prepare a written inventory of any person of property seized. You are further directed to file the return and written inventory with the Court promptly after its execution.

OCT 22 2021 @ 0720
DATE



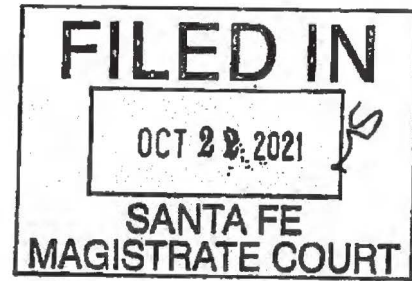

JUDGE

John A. Rysanek

**IN THE MAGISTRATE COURT
COUNTY OF SANTA FE
STATE OF NEW MEXICO**

State of New Mexico
Plaintiff,

Vs.



Number M-49-SW-2021-00001
SFSO CASE #2021007949

**IN THE MATTER TO THE ISSUANCE OF A
SEARCH WARRANT-IN REGARDS TO:**

A WOODEN FIXED STRUCTURE, GRAY/BROWN IN COLOR WITH A PITCHED ROOF AND A CROSS ON THE ROOF. THE FRONT OF THE STRUCTURE FACES WEST AND HAS FOUR MEDIUM SIZE WINDOWS FACING NORTH, TWO MEDIUM SIZE WINDOWS AND ONE SMALL SIZE WINDOW FACING EAST AND FOUR MEDIUM SIZED WINDOWS FACING SOUTH. THE LOCATION IS IDENTIFIED AS 545 BONANZA CREEK ROAD, SANTA FE, NEW MEXICO 87508. THE GPS LOCATION IS IDENTIFIED AS N35.32.35, W106.5.52.

Defendant(s); Unknown

AFFIDAVIT FOR SEARCH WARRANT

Affiant, being duly sworn, upon his oath, states that I have reason to believe that on the following described premises.

Residence to be searched: A WOODEN FIXED STRUCTURE, GRAY/BROWN IN COLOR WITH A PITCHED ROOF AND A CROSS ON THE ROOF. THE FRONT OF THE STRUCTURE FACES WEST AND HAS FOUR MEDIUM SIZE WINDOWS FACING NORTH, TWO MEDIUM SIZE WINDOWS AND ONE SMALL SIZE WINDOW FACING EAST AND FOUR MEDIUM SIZED WINDOWS FACING SOUTH. THE LOCATION IS IDENTIFIED AS 545 BONANZA CREEK ROAD, SANTA FE, NEW MEXICO 87508. THE GPS LOCATION IS IDENTIFIED AS N35.32.35, W106.5.52.

And that the facts tending to establish the foregoing grounds for issuance of a Search Warrant are as follows:

Affiant is a full-time, certified peace officer in the State of New Mexico, currently commissioned and salaried by the Santa Fe County Sheriff's Office, where he serves as a detective within the Criminal Investigations Division of the Santa Fe County Sheriff's Office. Affiant has four years of law enforcement training and experience investigating criminal matters.

ITEM(S) TO BE SEIZED:

1. Photographs of the exterior and interior of structure
2. Video camera(s), video tape(s), DVD(s), DVR's that captures, documents and records any video. Video captured/recorded during the filming of the movie, "Rust."
3. All computer hardware equipment and connector cables, (including: central processing units, monitors, modems, routers, keyboards, printers, computer scanner equipment and or video transfer equipment and storage devices [including: external and internal hard drives, cell phones and PDA's capable of sending and receiving images and/or text messages, thumb drives, magnetic tapes, optical and digital storage devices, digital cameras, CD's, DVD's, memory cards, Micro SD Cards, iPods, iPads, all other computerized Tablets, X-Box, PSP players, floppy disks or other media capable of storing data].
4. Firearm(s), Firearm(s) components, documentation that establishes ownership of said firearm(s). Ammunition(s), used or unused whether it be live ammunition or prop ammunition, projectiles, casings whether spent or unspent.
5. All cameras, digital cameras, and film or memory cards used by cameras.
6. Clothing including but not limited to shirt(s), pant(s), hat(s), to include Old Western Style clothing worn by the actor/staff during the incident that may still be in the structure/building.

INVESTIGATION CONDUCTED:

On Thursday, October 21, 2021, Santa Fe County Sheriff's Office deputies were dispatched to 545 Bonanza Creek Road, Santa Fe, New Mexico, in reference to an incident regarding a "Gunshot Trauma," Santa Fe Regional Emergency Communications Center (SFRECC), advised a male was accidentally shot by a prop gun and it was unknown if it had been a live round used.

Upon arrival, Deputy Nicholas LeFleur, advised one female had been shot in the chest and one male was shot in shoulder area. The female was identified as Cinematographer (Halayna Hutchins) and she was transported via helicopter to the University of New Mexico Hospital (UNMH), located in Albuquerque, New Mexico, for further medical care. The male identified as Joel Souza (Director), who sustained a gunshot wound to the shoulder, was transported via ambulance to Christus St. Vincent Hospital, located in Santa Fe, New Mexico.

Upon arrival, Affiant learned, the location of the incident was inside of a structure located at 545 Bonanza Creek Road and the GPS location being N35.32.35, W106.5.52. Affiant learned the firearm used during the incident was secured by arriving deputies along with the ammunition.

During the filming of the movie, the Assistant Director (Dave Halls,) grabbed one of three "prop-guns" that was set-up by the Armorer (Hannah Gutierrez), which was on a cart. The cart is a gray in color rolling table with two layers and was left outside of the structure due to COVID19 restrictions. Affiant learned one of the prop-guns was then grabbed by the Assistant Director (Dave Halls) and he took it to the actor identified as Alec Baldwin who was inside of the structure. As the Assistant Director (Dave Halls) handed the gun to the Actor Alec Baldwin, (Dave Halls) yelled, "Cold Gun," indicating the prop-gun did not have any live rounds. The prop-gun was fired by the Actor Alec Baldwin, striking the Cinematographer identified as (Halayna Hutchins) and Joel Souza (Director) who was behind the Cinematographer (Halayna Hutchins).

Affiant later learned, the Assistant Director (Dave Halls) did not know live rounds were in the prop-gun, when he had given to the prop gun to the Actor Alec Baldwin.

Affiant learned what had happened to the prop-gun once it was fired. The prop-gun was handled by the Armorer identified as (Hannah Gutierrez) and given to the Assistant Director (Dave Halls). The Armorer (Hannah Gutierrez) was given the prop gun after it was fired by Actor Alec Baldwin, she then took the spent casing out of the prop-gun. When deputies arrived on scene, the prop-gun was handed to arriving deputies by Armorer (Hannah Gutierrez).

Affiant learned the Actor Alec Baldwin was wearing Old Western style clothing during the filming of the movie. Given the fact the Actor Alec Baldwin was wearing Old Western style clothing during the filming, he changed into "street clothes" prior to leaving the scene and the items were turned over to the Santa Fe County Sheriff's Office evidence Technician, these clothes appear to have blood stains. Santa Fe County Sheriff's Office Evidence Technician learned a western style coat was left inside of the structure. It

is important to gather any trace evidence, residue or biological specimens that might be related to the incident. Affiant learned the incident occurred in close proximity which can lead to transfer of evidence.

Affiant was informed the prop-gun was properly secured in a marked patrol unit along with other prop-ammunition. The grey in color two tier cart, contained a western style belt and additional prop-ammunition which was secured by responding deputies.

The Cinematographer (Halayna Hutchins), who sustained a gunshot wound to the chest area, was later pronounced deceased at UNMH.

Affiant is aware additional evidence might be located on the prop-gun used while the filming of the movie. Additional review will be required of the film captured during the scene as well as cameras, digital cameras, and film or memory cards used by cameras. Affiant learned a rehearsal was taking place and equipment for filming was at the scene. Due to filming equipment being at the scene, Affiant would like to confirm if the incident that took place was or wasn't recorded

Based on the aforementioned information and investigation, Affiant believes there are sufficient grounds sought for the issuance of a Search Warrant for the aforementioned structure, 545 Bonanza Creek, Santa Fe, New Mexico 87508 (GPS Location N35.32.35, W106.5.52.).

Affiant has not included every fact related to this investigation, but has included only those facts, Affiant believes are necessary to establish probable cause, for the issuance of a Search Warrant.

Affiant is aware through training and experience that before, during and/or after the commission crime(s) there is often transfer of evidence between suspect(s), victim(s), witness(es) and/or their environment. This evidence may not be visible to the naked eye.

Affiant is aware people involved in the commission of crime(s) often attempt to conceal, tamper with and/or dispose of evidence, including but not limited to the herein-described item(s), to be seized.

At this time it is unknown if any weapons are within the structure.

Affiant, respectfully requests the issuance of a search warrant regarding the aforementioned location. It is important to document the condition and/or location of items found at the scene and/or their context within the scene. Based on the foregoing information believes there is probable cause that items of evidentiary value may be identified within the home, which could corroborate or refute the statements that have been provided at this time.

Joel Cano

Name of Affiant: Det. Joel Cano
Santa Fe County Sheriff's Office

J.C. # 7242
Signature of Affiant

Detective / CID
Title of Affiant

Subscribed and sworn to or declared and affirmed to before me in the above-named county of the State of New Mexico this 22 day of October, 2021.



Judge, Notary or other officer
Authorized to Administer oaths.

Magistrate Judge

Official Title

Approved for legal sufficiency and format
By: ADA Kent Wahlquist
On: October 21, 2021

Magistrate
IN THE FIRST JUDICIAL DISTRICT COURT

STATE OF NEW MEXICO

No. M-49-SW-2021-00001

Plaintiff

v.

IN THE MATTER OF THE ISSUANCE

OF A SEARCH WARRANT FOR: (Insert Search Warrant Heading Here)

A wooden fixed structure, Gray/Brown in color with a pitched roof & a cross on the roof. The front of the structure faces west & has four medium size windows facing north, two medium size windows & one small size window facing east & four medium windows facing south. Location 545 Bonanza Creek Rd, Santa Fe, NM 87505
GPS location N35.32.35, W106.5.52

Defendant
known

RETURN INVENTORY

I received the attached search warrant on: 10 / 22 / 2021

I executed this search warrant on: 10 / 22 / 2021

I searched the person/premise/vehicle described in the warrant and left a copy of the Search Affidavit, Search Warrant and Return Inventory with the person searched, owner of the premise or responsible part. During the search the following evidence was located and seized pursuant to the search warrant:

ITEM	ITEM	ITEM
1) Black revolver	15) 1 spent casing	Leica Scan #29
2) 2 ammo box w/ammo	16) 1 spent casing	
3) 1 spent casing / Ammo from top of cart	17) 1 spent casing	
4) Black revolver	18) gray T-shirt * Joel	
5) Black revolver	19) Black face mask	
6) fanny pack w/ammo	20) blue hoodie * Joel	
7) 2 brown leather belts w/holster	21) Jacket	
8) Ammo from bottom bag 4 boxes	22) brown leather gun belt	
9) Black Belt	23) white beanie	
10) Yellow Sheet	24) 1 spent casing	
11) 1 spent casing	25) Loose Ammo and boxes from Bottom Tray	
12) 1 spent casing	26) Portable Handcuffs w/cable	
13) 1 spent casing	27) 14 swabs Suspected blood	
14) 1 spent casing	28) Photographs interior/exterior	

This inventory was made in the presence of Detective Joel Cano and Sgt. Chris Zook with the Santa Fe County Sheriff's Office.

Joel Cano #7242
Signature

Sgt. Chris Zook
Witness

DOCUMENT 4

IN THE SECOND JUDICIAL DISTRICT COURT
COUNTY OF BERNALILLO
STATE OF NEW MEXICO
Plaintiff,

No. _____
SFSO# 2021-007949

vs.

SW 2021 3094

Unknown
Defendant,

IN THE MATTER TO THE ISSUANCE OF A SEARCH WARRANT FOR: PDQ Arm & Prop, LLC. The company has an address of 126 Monroe Street NE, in Albuquerque, New Mexico, 87108. It is located in a multi-business strip mall. The building is brown stucco, and has a flat roof. The driveway to the business is covered with red brick. There is a glass door to enter the business, and a window to the right side of the door. There are two planters on either side of the door at the floor level, attached to the building also covered in brown stucco.

SEARCH WARRANT

THE STATE OF NEW MEXICO TO ANY OFFICER AUTHORIZED, TO EXECUTE THIS WARRANT.

Proof by Affidavit for Search Warrant, having been submitted to me, I am satisfied that there is probable cause that the property described in the Affidavit is located where alleged in the Affidavit, and I find that grounds exist for the issuance of the Search Warrant. A copy of the Affidavit is attached and made a part of this Warrant.

YOUR ARE HEREBY COMMANDED to search forthwith the place described in the Affidavit between the hours of 6:00 a.m. and 10:00 p.m., unless I have specifically authorized a night-time search for the person or property described in the Affidavit, serving this warrant with a copy of the Affidavit and making the search, and if the person or property to be found there, to seize the person or the property and hold for safekeeping until further order of this Court.

You are further directed to prepare a written inventory of any person of property seized. You are further directed to file the return and written inventory with the Court promptly after its execution.

11/30/2021 11:22am
DATE/TIME


JUDGE

IN THE SECOND JUDICIAL DISTRICT COURT
COUNTY OF BERNALILLO
STATE OF NEW MEXICO
Plaintiff,

No. _____
SFSO# 2021-007949

vs.

Unknown
Defendant,

SW 2021 3094

IN THE MATTER TO THE ISSUANCE OF A SEARCH WARRANT FOR: PDQ Arm & Prop, LLC. The company has an address of 126 Monroe Street NE, in Albuquerque, New Mexico, 87108. It is located in a multi-business strip mall. The building is brown stucco, and has a flat roof. The driveway to the business is covered with red brick. There is a glass door to enter the business, and a window to the right side of the door. There are two planters on either side of the door at the floor level, attached to the building also covered in brown stucco.

IN THE MATTER TO THE ISSUANCE OF A SEARCH WARRANT FOR:

AFFIDAVIT FOR SEARCH WARRANT

Affiant, being duly sworn, upon her oath, states that I have reason to believe that on the following described premises and person:

IN THE MATTER TO THE ISSUANCE OF A SEARCH WARRANT FOR: PDQ Arm & Prop, LLC. The company has an address of 126 Monroe Street NE, in Albuquerque, New Mexico, 87108. It is located in a multi-business strip mall. The building is brown stucco, and has a flat roof. The driveway to the business is covered with red brick. There is a glass door to enter the business, and a window to the right side of the door. There are two planters on either side of the door at the floor level, attached to the building also covered in brown stucco.

Affiant Background and Experience

Affiant is a full-time, certified peace officer in the State of New Mexico, currently commissioned and salaried by the Santa Fe County Sheriff's Department, where she serves as a Violent Crimes Detective within the Criminal Investigations Division of the Santa Fe County Sheriff's Office. Affiant has 4 years of law enforcement experience. Affiant has formal as well as advanced training and experience with criminal investigations.

Items to be Seized:

1. Document(s) that establish or tend to establish ownership, possession, use, transfer and/or the right to ownership, possession, use and/or transfer of the herein-described item(s), to be seized.
2. Documentation in relation to the set of "Rust" to include any/all documents relating to products/equipment/ammunition supplied to the production.
3. Documentation to establish work contracts or employee work contracts in relation to the set of "Rust."
4. Ammunition, live or spent, any and all boxes and/or containers that may hold said items; any and all gun cleaning equipment. Ammunition must contain the "Starline Brass" logo, for evidence comparison.
5. Photographs of exterior and interior of building/business.
6. Camera(s), video camera(s), film, whether exposed and/or unexposed, photographic negative(s), photograph(s), photographic print(s), video tape(s), DVD(s) and/or any other image(s) documented on any media, photography and/or videography equipment, photography and/or videography accessories and/or devices apparently used to facilitate photography and/or videography that may have served the purpose of surveillance to the property inside or out.
7. Item(s) which establish or tend to establish possession, use, residence, occupancy, presence and/or the right to possession, use, residence, occupancy and/or presence at the above described premises and/or vehicle(s), to be searched.
8. Any record documented on any media, which establishes and/or tends to establish the state of mind, motive(s), action(s), means and/or intention(s) of any person(s) with knowledge or apparent knowledge of the crime(s), including, but not limited to diaries, journal(s) audio and/or video tape(s).

STATEMENTS OF FACTS KNOWN TO AFFIANT TENDING TO ESTABLISH GROUNDS FOR ISSUANCE OF THE SEARCH WARRANT:

On Thursday, October 21, 2021, Santa Fe RECC received a call at 545 Bonanza Creek Road in Santa Fe County, in reference to a multiple victims with a gunshot wound. The Criminal Investigations Division responded to the incident a short time later.

The initial call came in at approximately 1:48 PM to SFRECC (Santa Fe Regional Communications Center). An individual by the name of Mamie Mitchell called 911. While listening to the 911 call, Mamie advises they need an ambulance at Bonanza Creek Ranch due to two people being shot on a movie set accidentally. The dispatcher then transfers Mamie over to medical dispatch. Mamie again advises the medical dispatcher help is needed immediately due to people being shot by a "prop" gun.

Santa Fe County Deputies responded to the scene, and advised there was one female with a gunshot wound to the chest, and a male with a gunshot wound to the stomach/shoulder. The female, identified as Halyna Hutchins, was transported to the University of New Mexico Hospital in Albuquerque by Careflight. The male, identified as Joel Souza, was transported to St. Vincent Hospital in Santa Fe by Santa Fe County Medics. While Affiant was conducting interviews at the Santa Fe County Sheriff's Office, it was discovered Halyna passed away at UNMH due to her injuries.

Affiant interviewed multiple people in reference to the incident to include the armorer, Hannah Gutierrez-Reed, the gun handler Alec Baldwin, and the Assistant Director David Halls. Seth Kenney from PDQ Arm & Prop, LLC was also interviewed at a later date.

During Hannah's interview, she said the morning of the incident (10/21/2021), she got to work and got the guns out. She advised her co-worker, Sarah Zachry, helped her out with the morning tasks. Hannah advised after they retrieved the guns, they took them to set. Hannah said while on set, she "dummed the guns up with the dummy rounds." Hannah stated they got on set around 7:30 AM, but didn't dummy the gun up until a short time before lunch.

Hannah advised when they all returned from lunch, Sarah pulled the gun out of the safe (the gun utilized by Alec) and handed it to her. Affiant asked Hannah if she loaded the gun after lunch, to which she stated it was already loaded before they went to lunch. Hannah advised, "we had the gun the whole time before that, and nothing happened, and I wasn't in there, and they weren't even supposed to be pulling the hammer back." Affiant asked Hannah to clarify where the guns were located before lunch, to which she responded they were inside with the camera crew, and she was hardly allowed inside due to COVID precautions. Hannah advised she handed the gun to Alec (Baldwin) a couple times in the morning inside the set. Hannah said at one point Dave (Halls) had the gun when he was sitting in for the shot. She advised she handed the gun off to Dave while he was sitting in, and this hand off occurred after lunch.

Affiant asked Hannah when the last time she loaded the gun was, and she advised she loaded the gun with 5 dummy rounds before lunch. Hannah stated there was one round that wouldn't go in so after lunch she took the cleaner, cleaned "it" out, and put another round in, which brought the total to six rounds loaded in the weapon. Hannah described the gun to be a long barrel Colt, .45 caliber.

Hannah advised they all went to lunch at 12:30 PM, and after they came back, she and Sarah took the guns to the set. She said the guns were all in bags at this point, and described the bags to look like "socks." She stated the guns were checked on set, however she "didn't really check it too much" (the firearm), due to it being locked up at lunch. Hannah said after she did the check, she put in the last round.

Hannah advised a short time later, she remembered she could hear the gun shot, then heard people calling for a medic emergency. Hannah said she looked in to see Joel (Souza) on the ground, and asked if it was the gun, to which Dave responded it was the gun that went off.

On October 21, 2021, a female identified as Sarah Zachry was also interviewed by Santa Fe County Detectives on the day of the incident. While watching the interview conducted with Sarah, Affiant learned Sarah was hired to be the "Prop Master" for the set of Rust. In Sarah's interview she advised after the incident, she went to check the box of ammo on the props cart and compare it to the round she was handed which was the suspected live round from the fired gun. Sarah said when she was comparing it to other cartridges in the box, she found some of the cartridges would rattle, which signified them being "dummy rounds," however, others did not rattle. Sarah said this lead her to believe some of the other rounds in that box were live ammo.

In the interview, Sarah advised the ammunition for Rust was provided from various sources, to include Seth Kenney, some Hannah brought from a previous production, and extra rounds from an individual identified as "Billy Ray."

On October 22, 2021, a search warrant was executed for the church on Bonanza Creek Ranch where the incident occurred. Several items were collected, and during evidence processing by Crime Scene Technician Marissa Poppell, it was learned there was additional ammunition collected of which some are suspected live ammunition.

On October 27, 2021, a search warrant was executed for a prop truck at the Bonanza Creek Ranch. Seth Kenney was present during the search due to a gun safe in the truck needing a code to be unlocked. During the search, Affiant spoke to Seth about the various kinds of ammunition he provided to the set of Rust. Seth advised the ammo included dummy rounds and blanks. He said how the ammunition he provides to the productions are from a manufacture identified as Starline Brass.

On October 29, 2021, Affiant received a phone call from Seth, where he advised he may know where the live rounds came from. Seth described how a couple years back, he received "reloaded ammunition" from a friend. Seth described the ammunition stuck out to him due to the suspected live round to have a cartridge with the Starline Brass logo on it. Seth described the logo to be a star, an arch, and then another star. He described how the company only sells components of ammunition, and not live ammunition, therefore it had to be a reloaded round.

In a secondary interview with Hannah, Affiant asked who supplied the ammunition and weapons to the set of Rust, to which she advised it was an individual identified as Seth Kenney. Affiant learned the firearms and ammunition were picked up either from Hannah or Sarah in Albuquerque, New Mexico, at PDQ Arm and Prop, LLC. The addresses listed for PDQ Arm & Prop, LLC, online are 126 Monroe Street, Albuquerque, New Mexico 87108 and there is a secondary address listed of 317 Commercial Street NE, Albuquerque, New Mexico 87102.

On Monday, November 15, 2021 Affiant received a statement from Thell Reed, father to Hannah, regarding some information on ammunition. On Wednesday, November 17, 2021, Affiant conducted a phone interview with Thell to obtain further information. In Thell's statement, he advised in the August/September timeframe, he worked on a set with Seth Kenney. Thell advised during the production, there was training provided to the actors for live fire with firearms, conducted on a firearms range. Thell said at this time, Seth requested he bring live ammunition in the event they ran out of what was supplied. Thell stated he did bring an "ammo can" with live ammunition from a friend, and this ammunition was not factory made rounds. He advised there was approximately 200-300 rounds in the can, and described the can to be green in color and looked like a military ammo can.

Thell advised after the production ended, Seth took the ammo can and the remainder of the ammunition in the can back to New Mexico. He said the can still had .45 caliber colt ammunition in it, and after several attempts to get it back from Seth, Seth advised Thell to "write it off." Thell stated this ammunition may match the ammunition found on the set of Rust.

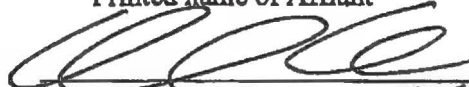
Affiant is requesting a search warrant be approved for the business of PDQ Arm & Prop, LLC, in attempt to search for any items of evidentiary value that will help with the

ongoing investigation in relation to the death of Halyna Hutching on the set of Rust, filmed at the Bonanza Creek Ranch.

Affiant has not included every fact related to this investigation, but has included only those facts Affiant believes are necessary to establish probable cause, for the issuance of an search warrant for PDQ Arm & Prop, LLC.

Detective Alexandria Hancock

Printed name of Affiant



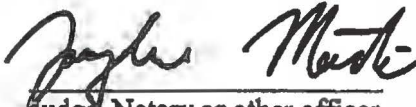
Signature of Affiant

#7254

Detective

Title of Affiant

Subscribed and sworn to or declared and affirmed to before me in the above-named county of the State of New Mexico this 30th day of November, 2021. Time 11:22 am



Judge, Notary or other officer
Authorized to administer oaths.

District Court Judge

Official Title

Electronically approved for legal sufficiency and format
By: Chief Deputy District Attorney Kent Wahlquist

IN THE FIRST JUDICIAL DISTRICT COURT

STATE OF NEW MEXICO

No. _____

Plaintiff

v. Unknown

IN THE MATTER OF THE ISSUANCE

OF A SEARCH WARRANT FOR: (Insert Search Warrant Heading Here)

PDQ Arm + Prop, LLC
126 Monroe St NE, Albuquerque, Nm 87108

Defendant

RETURN INVENTORY

I received the attached search warrant on: 11 / 30 / 2021

I executed this search warrant on: 11 / 30 / 2021

I searched the person/premise/vehicle described in the warrant and left a copy of the Search Affidavit, Search Warrant and Return Inventory with the person searched, owner of the premise or responsible part. During the search the following evidence was located and seized pursuant to the search warrant:

ITEM	ITEM	ITEM
Misc .45 Ammo (suspected live)		
Photographs		
Ammo can		
Rust documents		

This inventory was made in the presence of Det. Alex Hancock and CSO Marissa Pyrell with the Santa Fe County Sheriff's Office.





Signature
Return made this 1st day of December, 2021 at 12:33pm.

Page 1 of 1

EXHIBIT 24



SUMMARY OF INVESTIGATION

INSPECTION

1. On October 22, 2021, the Occupational Health and Safety Bureau (OHSB), a bureau within the New Mexico Environment Department (NMED), initiated an inspection of Rust Productions, LLC (Rust), at Bonanza Creek Ranch in Santa Fe County, New Mexico in response to a workplace fatality that occurred at approximately 1:47 PM on October 21, 2021. The New Mexico Film Office, which is part of the Economic Development Department (EDD), initially notified OHSB of the incident on the evening of October 21, 2021. OHSB was notified of a firearm-related incident occurring that injured two employees, with one succumbing to their injuries. OHSB assigned the inspection to Compliance Officer (CO) Lorenzo Montoya. The decedent was Halyna Hutchins, Rust Cinematographer. The second injured employee was Joel Souza, Rust Director.

2. Bonanza Creek Ranch, located in Santa Fe County, New Mexico, hosts locations utilized by movie and television productions for over 70 years, including an entire "Old West Town" with a saloon, jail, chapel, and other Western staples. The firearm incident occurred within the chapel at the southwestern edge of Old West Town.

3. On Friday, October 22, 2021, at approximately 12:30 p.m., I attempted to inspect the site, Bonanza Creek Ranch. When I arrived at the site, the three security guards present attempted to contact a representative of Rust by phone to confirm I would be allowed on site. The Company representative informed me that I would be allowed entry, but not be allowed to take pictures or conduct interviews until a warrant was acquired. After being denied the ability to inspect the site by the Sheriff's Office and the Company, I left.



4. On October 24, 2021, following the Sheriff's Office releasing the site, Rust granted NMED access to inspect the site without a warrant.

5. On Monday, October 25, 2021, I conducted an opening conference and walkaround of the worksite, including the chapel. In attendance from NMED were CO Montoya, Compliance Supervisor Melissa Romero, and Assistant General Counsel Mia Napolitano. Representing Rust was Denise Stevens and Gabrielle Pickle, Line Producer. Also present was Jessica Hoffman, Field Representative of the International Alliance of Theatrical Stage Employees (IATSE) union. As a "Low Budget Contract" film, not all employees were union members, however, all employees were covered by a collective bargaining agreement with IATSE.

6. Following the walkaround on October 25, 2021, OHSB held the first closing conference outside the chapel with Gabrielle Pickle and Denise Stevens. I informed Rust representatives that OHSB would follow up to schedule employee interviews.

7. On March 18, 2022, I conducted a second closing conference with Ryan Smith, Producer, and Rust's legal representatives from Pillsbury Law including Derek Mayor, Tom Van Wyngarden, and Aaron Dyer. During the discussion, I explained that a citation related to safety practices on the use of firearms may be issued, and that abatement for such a citation would require an effective firearms safety program, which could include implementing and building upon the Industry Wide Labor-Management Safety Committee's "Safety Bulletin #1, Recommendations for Safety with Firearms and Use of Blank Ammunition".

FINDINGS

8. The firearm involved in the accident is a modern replica of a Colt .45 caliber revolver, "Long Colt" in style. Rust had 13 such revolvers for the production in total, from manufacturers Piette, Uberti, and Cimarron. In film, firearms are typically controlled by the "Props Department," with the individual



responsible for handling firearms and ammunition titled “Armorer” or “Weapons Handler.” The Armorer for this film was Hannah Gutierrez-Reed, and her immediate supervisor was Sarah Zachary, Props Master (or Property Master). Nicole Montoya, Props Assistant, provided support to Zachary and Gutierrez-Reed.

The Rust Props Department was small, and for administrative purposes was placed under the “Art Department” headed by Bryan Norvelle, who provided support for Props but rarely worked with Zachary or Gutierrez-Reed.

9. Ryan Smith, Producer, was identified as overseeing the overall production. A management representative for Rust was Gabrielle Pickle, Line Producer, who directly hired individuals and crews, approved hours worked, and had authority to counsel or discipline employees in any department. Her immediate subordinate was Katherine “Row” Walters, Unit Production Manager, who shared similar authority. Also on the management team was Dave Halls, 1st Assistant Director and Safety Coordinator, who was the set manager and responsible for general workplace safety, who was peer in authority to Gabrielle Pickle and Row Walters.

10. Alec Baldwin, Actor and Producer, and Joel Souza, Director, negotiated with various producers to help create and fund the Rust project. Alec Baldwin’s authority on the set included approving script changes and actor candidates. Alec Baldwin handled the revolver and fired the round that struck and injured Halyna Hutchins and Joel Souza.

11. Hannah Gutierrez-Reed reported to Sarah Zachary for direction on daily tasks; Sarah Zachary reported to Bryan Norvelle; Bryan Norvelle reported to Row Walters; and Row Walters reported to Gabrielle Pickle. Due to the nature of her position as the sole Armorer for Rust, Hannah Gutierrez-Reed regularly corresponded with Gabrielle Pickle directly via text messages and emails. Hannah Gutierrez-Reed performed armorer duties such as demonstrating that a firearm was “cold” or “hot,” with Dave Halls. Dave Halls was also responsible for identifying and correcting hazardous conditions related to firearms safety.

12. As Armorer, Hannah Gutierrez-Reed was responsible for storage, maintenance, and handling of firearms and ammunition on set, and for training members of the cast who would be handling firearms. In



accordance with Rust safety procedures and industry-recognized safety practice, the Armorer is required to be present whenever firearms are being handled and should have the authority to determine whether an individual requires additional safety training. However, Rust also required Hannah Gutierrez-Reed to perform the role of Props Assistant to Sarah Zachary when firearms were not in active use. In an email conversation that occurred on October 10, 2021, Gabrielle Pickle informed Hannah Gutierrez-Reed that she was allowed 8 paid days at the Armorer's rate in her contract to perform Armorer tasks, and the rest of her time was to be spent as a Props Assistant.

13. Rust ordered ammunition, with the intent to receive blank and dummy rounds, from PDQ Arm & Props, located in Albuquerque, New Mexico. The Property Master stated that Rust did not intend to have live rounds on the set. Live rounds may be distinguishable from dummy rounds by either a small hole in the brass cartridge (indicating that there is no powder), by a missing or dimpled primer at the bottom of the cartridge, or by shaking the round and hearing the distinct clatter of a BB within. Unless a round is removed from a storage box or firearm and inspected, it can't be verified as a dummy round.

14. On October 14, 2021, Gabriel Pickle emailed Hannah Gutierrez-Reed addressing Armorer and Key Assistant Props duties and stating, "...it has been brought to my attention that you are focusing far more on Armor and not supporting props as needed." In the same email, Ms. Pickle informed Ms. Gutierrez-Reed that the "Production and AD team have seen twice that there was a shotgun left unattended after a scene." Ms. Pickle went on to state that she needed "...some type of check in / out system put in place immediately." Ms. Gutierrez-Reed responded by email the same day stating that the Armorer job was "...a very serious job and since we've started I've had a lot of days where my job should only be to focus on the guns and everyone's safety." Ms. Gutierrez-Reed later in the same email stated, "there are working guns on set every day and those are ultimately going to be a priority because when they are not that's when dangerous mistakes can happen."

15. On October 16, 2021, there were two firearms misfires on the Rust set. In the first instance, Sarah Zachary inadvertently fired a blank round as she finished loading a .45 caliber revolver that was aimed at the ground. To return the hammer to the closed position and make the firearm safe, the operator must



hold the hammer and depress the trigger, guiding the hammer to the closed position deliberately. In the case of the first misfire, the hammer slipped from Ms. Zachary's thumb or fingers, likely resulting in the firing pin on the hammer striking the primer which ignited the powder, firing the blank round.

16. The second misfire on October 16, 2021, involved Blake Teixeira, Stunt Double for Alec Baldwin, and a lever action rifle of unknown make and model. It is not known how the misfire happened, as according to some statements he was alone in "the cabin", and others state he was not alone. Hannah Gutierrez-Reed stated that Blake Teixeira's only comment was "it just went off." Hannah Gutierrez-Reed described that it is probable the rifle fired by being placed onto the ground too roughly.

17. On October 17, 2021, Hanna Gutierrez-Reed sent a text message to Gabrielle Pickle stating, "Hey, we're on day 8 of Armor days. So if there's gunfire after this you may want to talk to the producers." Ms. Pickle replied the same day that there would be "No more trading (sic) days." Ms. Gutierrez-Reed then asked to clarify, "Training days?" Ms. Pickle responded, "Like training Alec and such."

18. On October 20, 2021, Lane Luper, 1st Assistant Camera, resigned citing safety concerns among other issues and stated in an email to Row Walters, "During the filming of gunfights on this job things are often played very fast and loose. So far, there have been 2 accidental weapons discharges and 1 accidental SFX explosive that have gone off around the crew between takes." Mr. Luper went on to state, "To be clear there are NO safety meetings these days. There have been NO explanations as to what to expect for these shots."

19. On October 21, 2021, Dave Halls handed the 0.45 caliber Colt revolver, loaded with what he assumed were dummy rounds, to Alec Baldwin. Mr. Baldwin aimed the revolver toward Halyna Hutchins and Joel Souza and a projectile was fired, striking Ms. Hutchins and Mr. Souza.



CONCLUSIONS

20. As a result of the inspection, OHSB determined that Rust was responsible for a serious violation of the New Mexico Occupational Health and Safety Act ("the Act"). While no specific state or federal OSHA standards exist for firearms used in the film industry, it is clear both the employer and the film industry recognized the hazard associated with the use of firearms on movie sets, and the potential for serious injury to employees. Further, Rust demonstrated plain indifference to the safety of employees by ignoring recognized hazards inherent to the use of firearms and ammunition by failing to take appropriate corrective or investigative actions after two firearms-related incidents (misfires) occurred on October 16, 2021, and after employee(s) notified management that they did not feel safe with how weapons were being handled on set. Rust failed to follow company safety procedures, which likely would have prevented the accident from occurring.

21. Rust management did not ensure their own safety procedures, taken from film industry "safety bulletins" issued by the Industry Wide Labor-Management Safety Committee, were followed at the worksite. According to the "General Safe Practices" document provided by Rust, "...the following safety bulletins were taken into consideration during the course of production: 'Recommendations for Safety with Firearms and Use of 'Blank Ammunition'.'" Additionally, on January 7, 2022, Rust's attorneys informed NMED that the Safety Bulletins used on set included "Recommendations for Safety with Firearms and Use of 'Blank Ammunition'." Rust's use of procedures from Safety Bulletin #1, Recommendations for Safety with Firearms and Use of Blank Ammunition (Bulletin #1), and Rust's failures to effectively implement those procedures, included the following:

- a. Bulletin #1: Page 1, The Property Master or Armorer will *"work in conjunction with the production's designated Safety Representative to assure that the following standards are adhered to."*



Failure to Implement: The standards listed in Bulletin #1 were not enforced by Rust managers and/or supervisors including but not limited to Sarah Zachary, the Property Master, and Dave Halls, the Safety Coordinator.

- b. Bulletin #1: Page 1, *“Live ammunition is never to be used nor brought onto any studio lot or stage.”*

Failure to Implement: Rust did not develop a process to ensure live rounds were not brought onto set, including failing to afford the Armorer time to thoroughly inventory ammunition.

- c. Bulletin #1: Page 1, *“Before any use of a firearm in a rehearsal and/or on-camera sequence or off-camera use, all persons involved must be thoroughly briefed at an on-site SAFETY MEETING where the firearms will be used. This meeting shall include an “on-site walk through” and/or “dry-run” with the Property Master (or ...), designated production representative, and anyone that will be using and/or handling a firearm.”*

Failure to Implement: Employees stated that while safety meetings took place, they were not conducted each day firearms were used on set, and often any mention about firearms was brief and not specific.

- d. Bulletin #1: Page 1, *“No one shall be issued a firearm until he or she is trained in safe handling, safe use, the safety lock, and proper firing procedures. If there are any questions as to the competency of the person who will use the firearm, the Property Master (or...) shall determine if additional training is required;”* and Page 3, *“9. Ensuring that a sufficient amount of time has been allotted for training and rehearsal.”*

Failure to Implement: Gabrielle Pickle instructed Hannah Gutierrez-Reed on October 17, 2021, that “no more trading(sic) days” would take place, “Like training Alec and such.” Rust management did not provide the Armorer (or Property Master) with the authority to determine if additional training was required, in violation of Rust safety procedures.



- e. Bulletin #1: Page 1, *"Additionally, this Bulletin should be attached to the call-sheet- each day firearms will be used."*

Failure to Implement: During OHSB's interview of Dave Halls, he referred to the safety bulletins, "...between the unions, between the Screen Actors Guild and IATSE, which represents the technicians, and the Directors Guild of America, there ... are what we call safety memos, you know, that -- that describe the protocols." When asked if the safety memos were always attached to the call sheets, Halls responded, "No. They were not on our call sheets."

- f. Bulletin #1: Page 2, *"7. Never lay down a firearm or leave it unattended. Unless actively filming or rehearsing, all firearms should be safely secured."*

Failure to Implement: After instructing Hannah Gutierrez-Reed to focus more on her Props Assistant duties and less on Armorer responsibilities, Gabrielle Pickle then informed Hannah Gutierrez-Reed that "Production and AD team have seen twice there was a shotgun left unattended after a scene... We need all weapons to be in your control any time they are used." Hannah Gutierrez-Reed explained conducting her Armorer duties and Props Assistant duties created a gap wherein actors or stuntmen put down a firearm and step away, leaving it unattended. Hannah informed Gabrielle that "It would slow production down terribly if we had to check them back in between scenes..." and "When I'm forced to do both, that's when mistakes get made like the shotgun being unattended." Gabrielle Pickle instructed Hannah Gutierrez-Reed to develop a check in/out system for weapons but did not follow-up to ensure weapons were secured and ignored Hannah Gutierrez Reed's concerns about not being provided adequate time to perform Armorer duties.

- g. Bulletin #1: Page 2, *"1. Refrain from pointing a firearm at anyone... If it is absolutely necessary to do so on camera, consult the Property Master / or Armorer or other safety representative, such as the First A.D. / Stage Manager. Remember that any object at which you point a firearm could be destroyed."*



Failure to implement: Lane Luper stated that many camera shots had the firearms pointed and firing at the camera. Halyna Hutchins and Joel Souza were injured when a firearm was pointed in their direction, with Hutchins' injury resulting in death. Rust management representative Dave Halls was present prior to and at the time the firearm discharged a live round, severely injuring two crew members. As Rust's top-level management safety official, Mr. Halls did not consult with the Property Master or Armorer during or after the firearm was loaded, handed to the actor, and pointed toward crew members in order to determine that pointing the firearm at persons was "absolutely necessary."

h. Bulletin #1: Page 2, "11...firearms are to be loaded just before they are used in a scene."

Failure to Implement: On the day Halyna Hutchins and Joel Souza were shot, the firearm was loaded and handed to Alec Baldwin during an informal rehearsal and prior to filming the scene involving the firearm.

22. Rust did not provide staff responsible for ensuring firearms safety with sufficient time to inspect ammunition received to ensure that no live rounds were present.

23. The first misfire, which occurred on October 16, 2021, presented a hazard to Sarah Zachary and any employees nearby. Rust failed to address the hazardous condition and reinforce adherence with their own protocols to protect workers.

24. Rust management, including Gabrielle Pickle and Row Walters, ignored concerns of firearm misfires on set according to statements taken by OHSB. Dave Halls, the Safety Coordinator, was present on set when the first accidental discharge occurred; Mr. Halls did not discuss the incident with staff, report the incident to Rust producers, review the incident as Safety Coordinator, ensure Sarah Zachary took appropriate actions with respect to safety protocols, or take any other corrective measures. According to employees interviewed, including Hannah Gutierrez-Reed, crew members verbally expressed their surprise and discomfort with Rust management's lack of action regarding the worksite safety issue.



25. Rust initiated no investigative action for the second firearm misfire on October 16, 2021, beyond Hannah Gutierrez-Reed asking Blake Teixeira how it happened. Dave Halls was present during the incident and did not speak with either Hannah Gutierrez-Reed or Blake Teixeira. Lane Luper, 1st Assistant Camera, texted Row Walters informing her, "We've now had 3 accidental discharges. This is super unsafe." The third discharge involved a Special Effects "popper," which is a small explosive that simulates a bullet impact on a surface. Row Walters responded, "Accidental discharge on the firearms?" Luper responded, "Yeah 2 discharges today and 1 on week 1." Row Walters did not ask any additional questions to try to understand what had occurred. Despite being informed of the misfires, and that at least one employee expressed not feeling safe, Rust management took no corrective action.

26. Rust recognized the hazards associated with firearms and adopted safety bulletins that were designed to control and mitigate these hazards. Rust described these protocols as being enforced by the 1st Assistant Director, who is the Safety Coordinator. Ryan Smith, Producer, also stated during the Closing Conference that all members of cast and crew have stop-work authority. Despite this, no corrective, investigative, or disciplinary action was taken after the first and second firearms misfires by any member of management. Dave Halls, 1st Assistant Director and Safety Coordinator, was physically present and witnessed these misfires, and chose not to take any corrective, investigative, or disciplinary action. When the Unit Production Manager, Row Walters, was informed by the Props Master and the 1st Assistant Camera that weapons misfires had occurred, Walters did not initiate any corrective, investigative or disciplinary action in accordance with Rust's safety procedures.

27. When the 1st Assistant Camera resigned, informing management that there was an ongoing lack of firearms safe practices (among other labor issues) and that misfires had occurred, Rust management took no action to review or address worker safety concerns. When the Armorer had used most of their contractually limited "Armorer Days," they were issued a written instruction to focus less on their Armorer tasks and spend more time assisting the Props Department. When the Armorer expressed a need to ensure actors be able to safely handle a firearm with a holster, they were told by the Line Producer that the



Armorer would be informed if that was necessary. When the Armorer was scheduled to train the stunt crew on firearms safety, she was told that the Stunt Coordinator would handle that instead.

28. The Employer, Rust Movie Productions, LLC, demonstrated plain indifference to the hazards associated with firearms by routinely failing to practice their own safety protocols, failing to enforce adherence to safety protocols, and failing to ensure that the handling of deadly weapons was afforded the time and effort needed to keep the cast and crew safe. Additionally, the Employer disregarded or otherwise did not follow-up, ask questions, or try to understand what happened when employees notified management about the misfire incidents and not feeling safe on set. The Safety Coordinator was present on set and took no direct action to address safety concerns. Management was provided multiple opportunities to take corrective actions and chose not to do so. As a result of these failures, Director Joel Souza and Cinematographer Halyna Hutchins were severely injured. Halyna Hutchins succumbed to her injuries on October 21, 2021.

RECOMMENDATIONS

29. Based on the above findings, I recommend a Willful-Serious citation with penalties be issued to Rust Movie Productions, LLC, citing the plain indifference to the recognized hazards associated with the use of firearms on set, to which their employees were exposed.

EXHIBIT 25

INDUSTRY WIDE LABOR-MANAGEMENT SAFETY COMMITTEE

SAFETY BULLETIN #1

RECOMMENDATIONS FOR SAFETY WITH FIREARMS AND USE OF "BLANK AMMUNITION"

BLANKS CAN KILL. TREAT ALL FIREARMS AS THOUGH THEY ARE LOADED.
**"LIVE AMMUNITION" IS NEVER TO BE USED NOR BROUGHT ONTO ANY STUDIO
LOT OR STAGE.**

These guidelines are intended to give recommendations on the safe handling, use, and storage of firearms. Firearms include prop guns, rubber guns, plastic guns, non-guns, flintlock guns, pistols, machine guns, rifles, and shotguns that shoot "**Blank Ammunition.**"

The Property Master (or, in his/her absence, the weapons handler and/or other appropriate personnel determined by the locality or the needs of the production) will be the individual acting in the interest of the Producer for obtaining, maintaining and handling all firearms for the production. He/she will work in conjunction with the production's designated Safety Representative to assure that the following standards are adhered to.

Before any use of a firearm in a rehearsal and/or on-camera sequence or off-camera use, all persons involved must be thoroughly briefed at an on-site SAFETY MEETING where the firearms will be used. This meeting shall include an "on-site walk through" and/or "dry-run" with the **Property Master (or, in his/her absence, the weapons handler and/or other appropriate personnel determined by the locality or the needs of the production)**, designated production representative, and anyone that will be using and/or handling a firearm. An understanding of the intended action, possible deviations, plans to abort, emergency procedures, and chain of command should be made clear.

No one shall be issued a firearm until he or she is trained in safe handling, safe use, the safety lock, and proper firing procedures. If there are any questions as to the competency of the person who will use the firearm, **the Property Master (or, in his/her absence, the weapons handler and/or other appropriate personnel determined by the locality or the needs of the production)** shall determine if additional training is required.

A **SAFETY MEETING** for the cast and crew shall be conducted. If there are any questions as to the safety of firearms being used in the sequence or if any changes are made from the original sequence, another **SAFETY MEETING** shall be held.

Additionally, this Bulletin should be attached to the call-sheet each day firearms will be used.

GENERAL SAFE USE AND HANDLING OF FIREARMS

1. Refrain from pointing a firearm at anyone, including yourself. **If it is absolutely necessary to do so on camera, consult the **Property Master (or, in his/her absence, the weapons handler and/or other appropriate personnel determined by the locality or the needs of the production)** or other safety representative, such as the First A.D./Stage Manager.** Remember that any object at which you point a firearm could be destroyed.
2. **NEVER place your finger on the trigger until you're ready to shoot.** Keep your finger alongside the firearm and off the trigger.
3. **KNOW** where and what your intended target is.
4. **DO NOT** engage in horseplay with any firearms.
5. **NEVER** discharge a firearm when the barrel is clogged. The **Property Master (or, in his/her absence, the weapons handler and/or other appropriate personnel determined by the locality or the needs of the production)** should inspect the firearm and barrel **before and after every** firing sequence.
6. **UTILIZE** all safety devices until the firearm is ready to be used.
7. **NEVER** lay down a firearm or leave it unattended. Unless actively filming or rehearsing, all firearms should be safely secured.
8. **ONLY** a qualified person shall perform hand loading or altering factory loaded blank ammunition to work on firearms (either licensed or experienced). Check with local, state and federal regulations to see if a specific license is required.
9. **NO PERSON** is to be coaxed, coerced, or otherwise forced into handling a firearm.
10. The **jamming of firearms** or any malfunctions must be reported immediately to the **Property Master (or, in his/her absence, the weapons handler and/or other appropriate personnel determined by the locality or the needs of the production)**. Do not attempt to adjust, modify, repair, or un-jam the firearm. Malfunctioning firearms should be taken out of service until properly repaired by a person qualified to work on firearms.
11. Protective shields, eye, and hearing protection or other appropriate Personal Protective Equipment (PPE) shall be issued and utilized by all personnel in close proximity and/or directly in the line of fire.

12. The Studio Safety and Security Departments are to be notified prior to any firearm use on studio property.
13. All personnel should remain a set safe distance from the weapon firing area (to be determined by the **Property Master (or, in his/her absence, the weapons handler and/or other appropriate personnel determined by the locality or the needs of the production), Stunt Coordinator and/or designated Studio Safety Representative**) to ensure personal safety from blank debris and hot ejected blank casings.
14. All local, state and federal laws and regulations are applicable and can override these guidelines if they are more stringent.

The Property Master (or, in his/her absence, a weapons handler and/or other appropriate personnel determined by the locality or the needs of the production) is responsible for the following:

1. Ensuring the control and distribution of all firearms on the set.
2. Ensuring that all firearms which will be used on the production (whether company owned, rented, or privately owned) are given to and are in possession of the **Property Master (or, in his/her absence, the weapons handler and/or other appropriate personnel determined by the locality or the needs of the production)**.
3. The designation of experienced persons working under his or her immediate supervision to assist as necessary.
4. Their own qualifications for working with the type of firearms being used, the knowledge of their safe handling, use, and safekeeping, and familiarity with the "**BLANK AMMUNITION**" to be utilized.
5. Seeking expert advice if he or she is not familiar with the firearm to be used.
6. Ensuring current licenses and permits have been obtained for the possession and use of production firearms.
7. The knowledge of the applicable laws governing transportation, storage, and use of firearms and be in compliance with those laws.
8. The knowledge of and adherence to all manufacturers' warnings, expiration dates, storage, and handling procedures for "**BLANK AMMUNITION**" and firearms.

9. Ensuring that a sufficient amount of time has been allotted for training and rehearsal.
10. The ability to demonstrate prior knowledge of the safe handling of firearms and **"BLANK AMMUNITION."**
11. The personal loading of firearms or the personal designation of an experienced person working under his or her immediate supervision to load the firearms. Firearms are to be loaded just before they are used in a scene.
12. Ensuring that any actor who is required to stand near the line of fire be allowed to witness the loading of the firearms.
13. Using the lightest load of **"BLANK AMMUNITION"** consistent with the needs of the scene and advising the Director and other involved personnel.
14. The notification to all those present including the Sound Mixer, First Assistant Director and/or Stage Manager prior to any firing of **"BLANK AMMUNITION."**
15. The possession of all firearms except during actual filming or rehearsal. Afterwards, the **Property Master (or, in his/her absence, a weapons handler and/or other appropriate personnel determined by the locality or the needs of the production)** will **immediately unload** the **"BLANK AMMUNITION"** from the firearm.
16. Checking all firearms **before each use.** All firearms must be cleaned, checked and inventoried at the close of each day's shooting.
17. Ensure all firearms have been accounted for before personnel are allowed to leave the area. The Production Company needs to allow time in its shooting schedule for this procedure.
18. The utilization of replica or rubber prop guns whenever possible.
19. **Ensuring that an inspection is made of the set (location) and all spent "brass casings" and unspent "blank ammo" have been picked up and disposed of properly.**

EXHIBIT 26



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To Whom It May Concern,

This letter is written on behalf of the cast and crew of the film production, *Rust*. It has not been sanctioned or influenced in any way by the producers.

We, the undersigned, believe the public narrative surrounding our workplace tragedy to be inadequate and wish to express a more accurate account of our experience.

We are hurting from the loss of our friend and colleague, Halyna Hutchins. She was, in many ways, at the heart of our production, and losing her hurt every single one of us. We are hurting from the loss of our togetherness, our spirit, and the loss of our labor. We are hurting for our friends that have been targeted by the public as they themselves grieve.

Unfortunately, in the film industry, it is common to work on unprofessional or hectic productions to gain experience and credits. Many of us have worked on those types of productions. *Rust* was not one of them. *Rust* was professional. We do acknowledge that no set is perfect, and like any production, *Rust* had areas of brilliance and areas that were more challenging.

While we stand firmly with our unions and strongly support the fight for better working conditions across our industry, we do not feel that this set was a representation of the kind of conditions our unions are fighting against. We do support any and all efforts to make film sets safer to work on for all cast, crew and working animals.

The descriptions of *Rust* as a chaotic, dangerous, and exploitative workplace are false and distract from what matters the most: the memory of Halyna Hutchins, and the need to find modern alternatives to outdated industry firearm and safety practices.

While it is true that a few crew members quit prior to the accident, the vast majority of us remained, never feeling the need to protest or quit. We were enjoying our workplace. Those disgruntled few do not represent the views of all of us.

On *Rust*, our working hours and wages were fair and consistent with expectations. Twelve-hour days and turnarounds were standard and typically we worked from 6 a.m. to 6 p.m. Bonanza Creek Ranch is a historic film set, and its location and transportation requirements were well understood by all crew members. Housing was provided as required by the union. Payments were made, generally on time, and amounts were as agreed to, per individual or department deals.

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The working morale on set was high. Laughter and optimism were common amongst cast and crew. From the director down to the production assistants, all departments worked well together, collaborating and helping each other achieve shared artistic goals. We were aware that we were producing good work; capturing beautiful imagery and great performances, and we were proud to be doing so. The work was hard, but meaningful.

We were inspired by the quality of the screenplay and the performances of the cast. Halyna's work ethic was inspiring and we were working to our highest ability to support her vision. The days were scheduled tightly, but appropriately. We were keeping pace, not falling behind schedule.

As a crew, we have no authority as to what happens "above the line." That is the work of the producers. But, in our experience, the producers and production managers were supportive of our efforts. They were on set daily, and engaged with the crew, sharing in the same creative process. We felt that we were not just working for them, but with them. They availed themselves during safety meetings to discuss any and all safety or other concerns.

Please do not allow a few disgruntled employees to affect your view of the rest of us. We are professionals in every department: Accounting, Assistant Directors, Casting, Camera, Art, Props, Special Effects, Electrics, Grips, Costumes, Hair, Makeup, Sound, Locations, Medics, Animal Wranglers, Health and Safety, Transportation, Craft Services, Catering, Stunts, Construction and Production Office. We have worked at the highest levels in the industry and can and will be counted on to do so again.

In the meantime, we are supporting each other and cooperating with investigators. We kindly request that your speculation and generalizations about us and our colleagues be sympathetic until an investigation is concluded. We are grateful to our many friends and family that have reached out to us privately to offer compassion and support.

Sincerely,

Cast & Crew of *Rust*

David Stevens, Bryan Norvelle, Terese Davis, Thomas Gandy, Roman Gandy, Anna Williams, Monica Spendlove, Stacy Lockhart, Katya Luce, Devon Werkheiser, Tim Barrera, Emily Hayes, Jaden Potts, Jiji Hise, Cathy Harrison, Daniel Ornitz, Nicole Montoya, Luke Hussack, Chee Ho, Joe Heise, Emily Price, Matt Hemmer, Imani Caldwell, Isabel Langdale, Sweet Pea Kadis

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EXHIBIT 27

Santa Fe Sheriffs Office

OCA : 2021007949

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

Case Status: PENDING ACTIVE

Case Mng Status: ACTIVE

Occurred: 10/21/2021

Offense: DEATH INVESTIGATION

Investigator: CANO, J. (7242)

Date / Time: 11/29/2021 11:55:02, Monday

Supervisor: ZOOK, C. (7140)

Supervisor Review Date / Time: 12/01/2021 13:08:28, Wednesday

Contact: Ross, Addigo
1145 N. Pinecrest Dr, Bozeman
310-901-6157

Reference: Investigation Supplement

INTERVIEW:

Ross Addigo (A-Camera Dolly Grip)

On Thursday, October 21, 2021, at approximately 5:41 p.m., I interviewed Ross Addigo who worked on set as an "A-Camera Dolly Grip Operator" for the film "Rust". This narrative depicts and summarizes the statements which were made by Ross. Per policy, this interview was recorded on Watch-Guard lapel and is available if further detail is required.

When asked where he was located at the time of incident, Ross indicated he was inside the Church. Ross stated he was approximately 4 feet from Alex Baldwin. When asked what he recalled, Ross said he recalls hearing the Armorer (Hannah Gutierrez) saying the weapon was clear when speaking to the 1st Assistant Director (Dave Halls). Ross indicated he overheard Hannah say that she hadn't checked the gun since lunch, but it was in the safe and on the truck during lunch. When asked who handed the gun to Alec, Ross said that Hannah handed it. After that, Ross said "in the commotion of making the movie, the gun went off". Ross explained saying it was loud and if he had to compare, it would have sounded like a "half load".

When asked what he observed next, Ross said he saw the Director of Photography Halyna Hutchins "going flush" and people were attending to her. Ross also realized the 1st Assistant Director Joel Souza, had fallen behind him. Ross said that he and Matt Hemmer, got bandages from the medic and assisted Joel with his shoulder wound.

When asked if there had been issues while on set, Ross did say issues had arisen with the armorer and her crew last week. Those issues involved "negligent discharges," according to Ross. Ross indicated the assistant with the "blonde hair," was prepping one of the six guns and one of the revolvers discharged towards her foot. Ross said the "blonde girl" was just as surprised as everyone else around her when the gun discharged. Then a few minutes later at the "cabin set," Ross heard a firearm discharge and it was never announced, which would have been Dave Hall's responsibility to announce.

Ross also mentioned 6 camera men walked off the set on the same day due to safety issues. Ross told me one of the camera men who walked off had also written a letter to production. Ross said that camera man was Lane Luper who is the "Head of Camera Department".

Investigator Signature

Supervisor Signature