

STATE OF NEW MEXICO  
COUNTY OF SANTA FE  
FIRST JUDICIAL DISTRICT

STATE OF NEW MEXICO,  
Plaintiff,

v.

No. D-101-CR-2024-00013

ALEXANDER RAE BALDWIN III,  
Defendant.

**ORDER DENYING DEFENDANT'S  
MOTION TO EXCEED PAGE LIMITS**

THIS MATTER came before the Court on Defendant's Motion to Exceed Page Limits, filed June 17, 2024. Having reviewed the briefing, and being otherwise fully advised, THE COURT FINDS, CONCLUDES, AND ORDERS:

1. The Court rules on the filed pleading without hearing. *See* Rule LR1-305(D) NMRA.
2. On June 17, 2024, Defendant Baldwin filed a 32-page Defendant Alec Baldwin's Expedited Motion for Relief for Prosecutorial Misconduct Under Rule 5-501 NMRA and *Brady v. Maryland*. Defendant Baldwin additionally filed 237 pages of exhibits for consideration with his motion.
3. Defendant Baldwin did not obtain advance leave of court to file his motion well in excess of page limits. Local Rule LR1-305(A) NMRA requires entry of an order of the Court when a party seeks to file a brief in excess of ten pages. *See* LR1-305(A) NMRA ("A brief or memorandum shall not exceed ten (10) pages, not including the cover page, conclusion, certificate of service, and exhibits, without an order of the court."); *see also* Feb. 6, 2024 Scheduling Order ¶ 5 ("The parties shall follow all

- local motion practice rules, including rules on page limitations and package procedure, set forth in Local Rule LR1-305 NMRA.”).
4. The Court has not yet ruled on several motions for consideration at the June 21, 2024 motions hearing. The Court anticipates additional briefing on motions *in limine* in advance of trial. The trial is imminent.
  5. At this late stage of the pre-trial proceedings, the Court must enforce the local rule to regulate the Court’s docket and promote judicial efficiency. *See State ex rel. N.M. State Highway & Transp. Dep’t v. Baca*, 1995-NMSC-033, ¶ 27, 120 N.M. 1 (“[A] court’s inherent authority extends to all conduct before that court and encompasses orders intended and reasonably designed to regulate the court’s docket, promote judicial efficiency, and deter frivolous filings.”); *see generally State v. Armijo*, 1994-NMCA-136, ¶ 41 n. 2, 118 N.M. 802 (“We caution counsel to comply in the future with our rules of appellate procedure. Sanctions may be appropriate for any future violation. More importantly, in our experience briefs that exceed the page limits, even when this Court has approved the additional pages, are almost invariably unpersuasive. A winning argument can fit within the limitations of the rule.”).
  6. The parties must either condense their briefs to ten pages, or explain to the Court why ten pages are insufficient to develop argument in a motion to exceed page limits. Conclusory justifications to exceed pages limits are not sufficient. *Cf.* Mot. to Exceed Page Limits (“It is necessary to exceed page limits in order for Defendant to fully brief the Court on Defendant’s argument, and for Defendant to make a complete record.”).

7. The Court finds that Defendant's Motion to Exceed Page Limits is not well-taken and should be denied.

8. Defendant's June 17, 2024 Motion to Exceed Page Limits is hereby denied.

**CONCLUSION**

IT IS THEREFORE ORDERED that Defendant's June 17, 2024 Motion to Exceed Page Limits is hereby DENIED.

**IT IS HEREBY ORDERED.**

  
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MARY MARLOWE SOMMER  
DISTRICT COURT JUDGE  
DIVISION VIII

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that on the date of acceptance for e-filing a true and correct copy of the foregoing was e-served on counsel registered for e-service in this matter as listed below.

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