

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
ALEC BALDWIN'S REQUEST FOR LEAVE TO FILE SUPPLEMENTAL BRIEF IN
FURTHER SUPPORT OF DISMISSAL BASED ON THE STATE'S NEW,
UNCHARGED THEORY OF CRIMINAL LIABILITY**

THIS MATTER came before the Court on Defendant Alec Baldwin's Request for Leave to File Supplemental Brief in Further Support of Dismissal Based on the State's New, Uncharged Theory of Criminal Liability ("Request for Leave"), filed June 20, 2024. Having reviewed the briefing, and being otherwise fully advised, THE COURT FINDS, CONCLUDES, AND ORDERS:

1. The Court rules on the filed pleadings without hearing. *See* Rule LR1-305(D) NMRA.
2. On June 20, 2024, Defendant Baldwin filed his Request for Leave. On June 21, 2024, the State filed a response, and an amended response, to Defendant's Request for Leave. Thereafter, Defendant filed a reply in support of the Request for Leave on June 22, 2024.
3. The Court denies Defendant's Request for Leave for two reasons. First, to the extent Defendant seeks to file a dispositive pretrial motion, said pretrial motion would be untimely pursuant to the Court's February 26, 2024 Scheduling Order. *See* Feb. 26, 2024 Scheduling Order ¶ 4. Given the imminent trial, the Court must enforce its


Scheduling Order. *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.”).

4. Second, the motion Defendant seeks to file pursuant to his Request for Leave appears duplicative, at least in part (if not in full), of Defendant Alec Baldwin’s Motion *In Limine* to Preclude Argument, Testimony, and Evidence Relating to Baldwin’s Role as a Producer, filed June 24, 2024. The Court will address said motion *in limine* at hearing scheduled for July 8, 2024.
5. Therefore, the Defendant’s Request for Leave is not well-taken, and is hereby denied.

CONCLUSION

IT IS THEREFORE ORDERED that the June 20, 2024 Defendant Alec Baldwin’s Request for Leave to File Supplemental Brief in Further Support of Dismissal Based on the State’s New, Uncharged Theory of Criminal Liability is hereby DENIED.

IT IS HEREBY ORDERED.



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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