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Statement of Attorney Gloria Allred re the New Mexico OSHA report on Rust
Movie Productions

The State of New Mexico Environment Department (“OSHA”) has issued a citation to Rust Movie Productions, LLC for a “Willful-Serious” violation stating as follows:

“The employer did not furnish employment and a place of employment which were free from recognized hazards that were causing or likely to cause death or serious physical harm to employees in that employees were exposed to being struck by discharged rounds or projectiles when firearms were used on the set of the motion picture production.”

Everyone responsible for what happened on that production which led to the tragedy should hang their heads in shame. The report by OSHA is a stinging indictment which goes way beyond mere negligence. In issuing its penalty it finds that the violations were willful. There are no stronger words which New Mexico OSHA could have used to describe the production company’s failures.

The OSHA report states that “Rust management....ignored concerns of firearm misfires on set according to statements taken by OHSB.” As a producer, Alec Baldwin was part of Rust management.

This Citation and the findings associated with the Citation is exactly what we were arguing all along as set forth in our complaint and amended complaint on behalf of Mamie Mitchell. It is exactly what takes this out of the workers compensation arena and supports an independent legal claim for damages.

The State of New Mexico recognized the inherent dangers in discharging guns on movies sets. In its conclusions it stated that Rust demonstrated “plain indifference” to the safety of its employees.

We are thankful to the State of New Mexico for its careful and thorough investigation of this matter which fully supports the rights of our client to sue Rust and those responsible for their plain indifference and willful violation of safety protocols.

Gloria Allred
Attorney at Law
Representing Mamie Mitchell
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