**DA 14-447**

**Released: April 2, 2014**

**NOTICE OF DISMISSALS OF CLOSED CAPTIONING EXEMPTION PETITIONS AND OBLIGATION TO BEGIN PROVIDING CLOSED CAPTIONING**

**CG Docket No. 06-181**

By this *Notice,* the Federal Communications Commission’s (FCC’s or Commission’s) Consumer and Governmental Affairs Bureau (Bureau) announces the dismissal of the petitions for exemption from the Commission’s closed captioning requirements listed herein.[[1]](#footnote-1)

The Commission’s closed captioning rules allow video programming providers, producers, or owners to obtain an exemption from the closed captioning requirements if they demonstrate that providing captions on their programming would be “economically burdensome.”[[2]](#footnote-2) On various dates, the petitioners listed in the Appendix filed petitions for closed captioning exemptions under these rules. The Bureau then placed each of these petitions on public notice. After reviewing the comments received in response to these petitions, the Bureau determined that it required additional and updated information to evaluate whether the programming at issue should be exempted from the FCC’s closed captioning requirements because captioning such programming would impose an economic burden on the petitioners. The Bureau sent letters to these petitioners requesting this supplemental information within 30 days of the date of each letter. In these letters, the Bureau advised these petitioners that failure to respond would result in dismissal of their petitions for failure to support their exemption requests with adequate explanation and evidence. The Bureau further advised petitioners that, in the event of such dismissal, petitioners would be required to begin providing closed captioning on the programming at issue within 90 days of the date of the Bureau’s notification of dismissal.

The first two petitioners listed in the Appendix to this *Notice* requested and were granted extended time to respond to the Bureau’s letter,[[3]](#footnote-3) but ultimately failed to provide the requested supplemental information. Accordingly, their petitions are dismissed without prejudice as of April 2, 2014, the release date of this *Notice*.[[4]](#footnote-4) This *Notice* also reminds these two petitioners of their obligations to comply with the FCC’s closed captioning requirements contained in Part 79 of the Commission’s rules with regard to the programming that was the subject of their petitions by July 1, 2014, which is 90 days after the release of this *Notice* of dismissal.

Before providing the requested supplemental information to the Bureau, and before the Commission determined whether to grant or deny the request for an exemption, the third petitioner listed in the Appendix to this *Notice*, The Kiya Amajioyi Company (CGB-CC-1235), withdrew its petition, thereby rendering the petition moot. This *Notice* serves to inform the general public that this petition has been dismissed.

To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an e-mail to [fcc504@fcc.gov](mailto:fcc504@fcc.gov) or call the Consumer and Governmental Affairs Bureau at 202-418-0530 (voice) or 202-418-0432 (TTY). This *Public Notice* can also be down­loaded in Word and Portable Document Format at <http://www.fcc.gov/encyclopedia/economically-burdensome-exemption-closed-captioning-requirements>.

Consumer and Governmental Affairs Bureau Contacts: Caitlin Vogus, (202) 418-1264, [Caitlin.Vogus@fcc.gov](mailto:Caitlin.Vogus@fcc.gov); or Suzy Rosen Singleton, (202) 510-9446, [Suzy.Singleton@fcc.gov](mailto:Suzy.Singleton@fcc.gov).

**APPENDIX**

Petitions for Closed Captioning Exemptions Dismissed

April 2, 2014

|  |  |  |  |
| --- | --- | --- | --- |
| **Case Identifier** | **Petitioner** | **Program Name** | **Mailing Address** |
| CGB-CC-0341 | Hunting Park Church of Christ, Shreveport, LA | “Search for Direction” | Huntington Park Church of Christ  Attn: Michael England  6161 West 70th  Shreveport, LA 71129 |
| CGB-CC-1032 | C&G Productions, LLC | “DC Contigo” | C&G Productions, LLC  Attn: Gavin D. Marks  936 North Kenmore Street  Arlington, VA 22201 |

Petitions for Closed Captioning Exemptions

Withdrawn and Dismissed

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **Case Identifier** | **Petitioner** | **Program Name** | **Withdrawal and Dismissal Effective Date** | **Mailing Address** |
| CGB-CC-1235 | The Kiya Amajioyi Company | “The Kiya Amajioyi Show” | January 3, 2014 | The Kiya Amajioyi Company  Attn: Kiya Amajioyi  504 Bailey Lane  Salisbury, MD 21801 |

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1. 47 C.F.R. § 79.1. The names of the petitioners are set forth in the Appendix to this *Notice*. [↑](#footnote-ref-1)
2. 47 C.F.R. § 79.1(f). [↑](#footnote-ref-2)
3. The following extensions were granted: CGB-CC-0341 to March 4, 2014; and CGB-CC-1032 to February 26, 2014. [↑](#footnote-ref-3)
4. The release of this *Notice* serves as the Bureau’s notification of dismissal to these petitioners. The Bureau will also mail a copy of this *Notice* to each of the petitioners listed in the Appendix. [↑](#footnote-ref-4)