**DA 14-762**

**Released: June 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 provide all of the updated information and documentation requested 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 petitioners listed in the Appendix to this *Notice* responded to the Bureau’s request for supplemental information, but failed to provide in full the requested supplemental information. Accordingly, the petitions listed in the Appendix are dismissed without prejudice as of June 2, 2014, the release date of this *Notice*.[[3]](#footnote-3) This *Notice* also reminds these 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 September 2, 2014, which is 90 days after the release of this *Notice* of dismissal.

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/economicallyburdensome-exemption-closed-captioning-requirements>.

Consumer and Governmental Affairs Bureau Contacts: E. Elaine Gardner, (202) 418-0581, [Elaine.Gardner@fcc.gov](mailto:Elaine.Gardner@fcc.gov); or Suzy Rosen Singleton, (202) 510-9446, [Suzanne.Singleton@fcc.gov](mailto:Suzanne.Singleton@fcc.gov).

**-FCC-**

**APPENDIX**

Petitions for Closed Captioning Exemptions Dismissed

June 2, 2014

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| **Case Identifier**  **CGB-CC-** | **Petitioner** | **Program Name** | **Mailing Address** |
| 0011 | Frank Leto | “Zomboo’s House of Horror Movies” | Frank Leto  Zomboo, Inc.  5200 Summit Ridge Drive, #4312  Reno, NV 89523 |
| 0046 | Dilworth Church of Christ | “Seeking the Lost” | Earl Barnett  Seeking the Lost Ministries  Dilworth Church of Christ  1404 Drummond Cemetery Road  Jasper, AL 35504 |
| 0103 | Christian Fellowship Church | “The Bridge” | Brandon Farr  Christian Fellowship Church  P.O. Box 530158  Harlington, TX 78553 |
| 0197 | Unionville Missionary Baptist Church | “Unionville Missionary Baptist Church Services” | Dr. I. Edwin Mack, Pastor  Unionville Missionary Baptist Church  3837 Houston Avenue  Macon, GA 31206 |
| 0239 | First United Methodist Church | “Ten O’Clock Worship Service” | Steve Rascoe, Senior Pastor  First United Methodist Church  903 East Fourth Street  Panama City, FL 32401 |
| 0258 | Christ for the Crisis Ministries | “Christ for the Crisis” | Kenny Digby  Christ for the Crisis Ministry  P.O. Box 6  Fulton, MS 38843 |
| 0397 | Adventist Fellowship | “The Revelation of Jesus Christ” | Pastor Stephen Carlile  South Tulsa Adventist Fellowship  15303 East 21st Street  Tulsa, OK 74134 |
| 0454 | Thirteenth Street Baptist Church | “Thirteenth Street Baptist Church” | Pastor Bill Parker  Thirteenth Street Baptist Church  P.O. Box 1700  Ashland, KY 41105-1700 |
| 0481 | Move of God Ministries | “Unity With Pam Show” | Move of God Ministries  c/o Alfonza Whitaker  Whitaker & Whitaker, P.C.  644 Broadway  P.O. Box 2748  Columbus, GA 31902 |
| **Case Identifier**  **CGB-CC-** | **Petitioner** | **Program Name** | **Mailing Address** |
| 1157 | Norm Prouty | “The Norm Prouty Real Estate Show” | Norm Prouty  The Norm Prouty Real Estate Show  57 Mayo Road  Hampden, ME 04444 |
| 1176 | Message For Today | “Message For Today” | Dale Morrison  Message For Today  P.O. Box 10253  Cedar Rapids, IA 52410 |
| 1196 | Digital Exposure | “Open House ATX” | Ronald A. Yakerson  Digital Exposure  11421 Viridian Way  Austin, TX 78739 |
| 1197 | Digital Exposure | “The Austin Real Estate Experts” | Ronald A. Yakerson  Digital Exposure  11421 Viridian Way  Austin, TX 78739 |
| 1228 | Delaware Standardbred Owners Association, Inc. | “Post Time” | Salvatore DiMario  Delaware Standardbred Owners Association  830 Walker Square, Suite 11-2  Dover, DE 19904 |
| 1253 | Sharing Faith Ministries | “Your Sunday Worship” | The Reverend Dr. Cecelia GreeneBarr  Sharing Faith Ministries  P.O. Box 714  Walled Lake, MI 48390 |
| 1256 | Ocala First United Methodist Church | “Sunday Morning Service” | Tim M. Gude  Ocala First United Methodist Church  40 South East 11th Avenue  Ocala, FL 34471 |

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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 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, with a description of the supplemental information that each individual petitioner did not provide to the Commission. [↑](#footnote-ref-3)