

COB-CC-0218



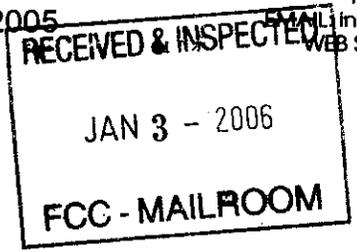
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December 27, 2005



Federal Communications Commission  
445 12<sup>th</sup> Street SW  
Washington DC 20554

RE: Close captioning requirement/Lima Baptist Temple 982 Brower Road, Lima, OH 45801

Gentlemen:

Please accept this letter as an official request for a waiver of the closed captioning requirement which takes effect January 1, 2006, for the Lima Baptist Temple weekly broadcast of their Sunday morning worship service. This request is made under two provisions.

**1. Locally produced non-news programming with no repeat value.**

The Lima Baptist Temple is a congregation of approximately five to six hundred located in Lima, Allen County, Ohio. For several years they have paid the local television station, WLIO NBC Lima, to broadcast their Sunday morning worship service. The program is taped, edited and rebroadcast on a one week delay. The Lima Baptist Temple receives no monetary benefit from broadcasting their service and does not believe there is any repeat value to this program.

**2. Providing closed captioning for this program creates an undue burden.**

**i. The Nature And Cost Of Captioning Your Programming**

The church tapes and rebroadcasts 52 episodes per year, one episode per Sunday. They have attempted to obtain quotes for the cost of having the program captioned. They submit two of these as exhibits. One cost is \$1,100.00 per program. The second cost is \$5.00 per minute with a \$150.00 set up fee which would run approximately \$450.00 per show for the hour long program.

Additionally, I attach a letter from WLIO NBC Lima which indicates that in the 2006 calendar year the cost for airing the tv show is \$375.00 per program for a total of \$19,875.00 per year to broadcast the one hour show. The affect and cost of closed captioning would force the Lima Baptist Temple to discontinue their program.

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The recording, editing and producing is all done in house by church members who have the knowledge and ability to do so. Therefore the total cost for the broadcast would increase the cost by over 100% in the one option and the other one by 300%. There is currently no one available to the church to provide sign language interpretation as an alternative for the closed captioning.

ii. The impact of captioning on your operation

Currently the shows are taped on one Sunday morning, edited and rebroadcast the following Sunday morning with few exceptions. Time frame to turn around the closed captioning that has been priced to the Baptist Temple would create a situation of months of time before the closed captioning could be added to the program and it could be replayed. While this in and of itself would not create a situation to discontinue the taping, it would create instances where the 4<sup>th</sup> of July service may be seen Labor Day weekend and the Christmas program may be seen sometime in February, etc.

iii. Financial resources

Attached you will an expense report from January to December 2004, as the calendar year 2005 has not been completed. From this report you will see that the Lima Baptist Temple in 2004 had a negative cash flow of \$133,650.04. During the 2005 calendar year there was a church split with the number of members of the church decreasing from approximately 850 to approximately 500 and the impact on income is obviously felt from this reduction, the closed caption requirement added to the broadcast costs may very well create the necessity to discontinue the broadcast.

iv. Your Type of Operation

There are no paid staff that help with the broadcast of the church service at Lima Baptist Temple. There are a handful of volunteers who help run the cameras, record the program, edit it and forward it to the tv station for broadcast.

**CONCLUSION**

The Lima Baptist Temple broadcasts a weekly one hour service on a local station in Lima, Ohio. They have a congregation of approximately 500 members and are solely funded by the people of the church.

LBT has been televising for almost 30 years starting with a single black and white camera. The congregation has always supplied the funds to make it possible to minister

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to shut-ins, those hospitalized, and people in homes that just find it difficult to physically attend a church service.

On December 5, 2005, the church was notified by the local NBC affiliate that they were required to be closed captioned. LBT was taken off guard as this was the first notice they received regarding this requirement.

The Lima Baptist Temple intends to comply with any ruling of the FCC. Hopefully, the material contained in this request demonstrates that the financial burden of closed captioning greatly jeopardizes the future of this program. If there is need for any additional documentation or information please contact the undersigned and the information will be obtained and forwarded ASAP. Thank you for your consideration of this request for exemption.

Sincerely yours,

HUFFMAN, KELLEY,  
BECKER & BROCK, LLC

By   
T. Blain Brock, II

TBB/clw


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CPC provides a free approval copy to guarantee satisfaction.

### Quality

Top quality captioning is our highest priority. It is achieved by:

- State-of-the-art software
- Experienced, highly trained captioners
- Teamwork of captioners & software developers
- 15 years of experience
- Triple quality control

### Video Media

- **Videotape:** All formats from VHS to Digital Betacam
- **DVD:** Caption and subtitle files for most major DVD authoring systems
- **Webcast:** Video-on-Demand

### Specials

- Major discounts for bulk work
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### Languages

Closed & Open Captioning

Caption/Subtitle Rate  
Made Simple

**Pop-on mode:** \$7/min. of video  
+ \$150 setup fee

**Roll-up mode:** \$5/min. of video  
+ \$150 setup fee

(You provide transcript & blank

.....  
Add \$3/min. of video if CPC  
transcribes.

Special Bulk Rate for  
VHS Tapes - \$6.00/Min

For any VHS job over 5 hours,  
CPC has a great price of  
\$6.00/min. of video. You  
provide the video, we  
transcribe and caption it in the  
Roll-up mode.

Retrieve/Convert Captions  
Between Different Formats

- Webcasting with Captioning
- DVD Captioning/Subtitling

[Click here for rates and details](#)  
of all file formats supported

Sample Video w/ Captions

Sample Video captioned for  
DSL/Cable users: [Click here](#)  
56K users: [Click here](#)

# YAHOO! MAIL

Print - Close Window

**From:** "Ken Ellis" <kenellis@columbus.rr.com>  
**To:** dickm@yahoo.com  
**Subject:** Captioning rate quote  
**Date:** Fri, 16 Dec 2005 17:18:45 -0500

Dick,

Thanks for the call this morning.

Captioning costs for the Lima Baptist Temple one-hour weekly program, submitted and processed on DVCPRO, would be \$1100 per program with your stated one-week turnaround. With client-supplied tape stock, no transfer fee is charged.

Central Caption Co. will transcribe the finished program, and email the transcript early in the week for your approval. Once approval is granted, we will finalize the placement and timing of the captions in relation to the completed program, and then transfer the program from the edit master to your air/duplication master. Shipping in/out would be charged separately, (or executed on your accounts) based on shipping speed required. (No "handling" fee is charged.)

Thanks again you for your call, and we look forward to working with you on your program.

Ken Ellis  
Central Caption Co.  
614-529-0878



Lima Communications Corp.  
 1424 Rice Avenue  
 Lima, Ohio 45805  
 419-228-8835  
 www.wlio.com

P. O. Box 1689  
 Lima, Ohio 45802  
 FAX 419-229-7091  
 NEWS FAX 419-225-6109



October 12, 2005

Pastor Gary Hohman  
 Lima Baptist Temple  
 982 Brower Road  
 Lima, Ohio 45801

Re: Lima Baptist Temple Sunday Program

Dear Pastor Hohman:

This will confirm our offer to continue the 11 AM-12 Noon broadcast of the Sunday morning service from the Lima Baptist Temple. Cost per program will increase to \$375 extending from January 1, 2006 and continuing through December 31, 2006. Excluding pre-emptions, your investment is \$19,875. This same rate will be renewable for 2007 as well.

We hope this will be acceptable as we have enjoyed a very long and rewarding association, which we feel has been most beneficial to the Lima Baptist Temple, WLIO Television, and the Lima community.

Thanks for your interest. We will be talking at your convenience.

Sincerely,

*Approved 11-30-05*  
*David Gobin*  
*Bus. Mgr.*

*Bruce A. Opperman*  
 Bruce A. Opperman  
 President/General Manager

*Kevin C. Creamer*  
 Kevin C. Creamer  
 Vice President/General Sales Manager

;cg

December 8, 2005

## Lima Baptist Temple Income/Expense Report January through December 2004

	Jan - Dec 04
<b>Ordinary Income/Expense</b>	
<b>Income</b>	
Building Offerings	17,234.02
Mission Offerings	
Mission Offerings - Other	284,235.09
<b>Total Mission Offerings</b>	284,235.09
General Offerings	
General Offerings - Other	923,102.21
<b>Total General Offerings</b>	923,102.21
Miscellaneous Income	46.46
<b>Activity Income</b>	
AWANA	1,103.38
Right to Life Ad	566.00
Ticket Sales/Registration Fees	7,236.85
Book Sales	-30.00
Activity Income - Other	11,212.51
<b>Total Activity Income</b>	20,088.74
<b>Total Income</b>	1,244,706.52
<b>Gross Profit</b>	1,244,706.52
<b>Expense</b>	
Wedding Fees	-666.00
Payroll Expenses	
Gross Payroll	98,497.58
Workers Comp.	3,224.07
Payroll Expenses - Other	249,260.37
<b>Total Payroll Expenses</b>	350,982.02
Employee Benefits	
Ret Contrib.	10,726.13
Book Allot.	1,142.40
Med Reimb	11,477.98
Seminar	2,020.90
<b>Total Employee Benefits</b>	25,367.41
Health Ins	
Supplemental Plan	3,824.43
Reserve Acct	12,492.17
Premiums	62,649.95
<b>Total Health Ins</b>	78,966.55
Outreach	
Outreach - Other	582.57
<b>Total Outreach</b>	582.57
Travel Expense	236.31
Professional Fees	5,199.29
Ins-Bldg	16,836.96
Building Maintenance	307,179.59
Captl. Expend	7,931.00
Curriculum	18,354.95
Miscellaneous	4,950.88
Janitor Supply	13,806.76
Maintn-Vehicles	12,677.91
Fuel	8,703.16
Lic/Ins	5,500.10
Office Sup	18,833.27
Postage	7,285.31
Radio/TV	16,025.00
Security	8,722.00
Craft/Awards	1,854.96
Adv/Promo	7,458.52
Guest Speakers	

December 8, 2006

# Lima Baptist Temple Income/Expense Report January through December 2004

	Jan - Dec 04
Travel/Food	4,057.52
Lodging	1,415.88
Special Offering	10,158.46
Guest Speakers - Other	6,823.49
<b>Total Guest Speakers</b>	<b>22,455.35</b>
Uncategorized Expenses	0.00
Benevolence	5,795.08
<b>Activities</b>	
Fees/Registrations	16,407.39
Supplies	18,089.67
Decorations	7,297.92
Food	15,889.80
<b>Total Activities</b>	<b>57,684.78</b>
<b>Equipment</b>	
Service Contracts	6,303.18
Repairs	4,669.16
Purch/Rent	34,289.61
<b>Total Equipment</b>	<b>45,261.95</b>
Flowers	6,516.22
Sales	-147.67
Taxes	996.82
Refuse Remove	2,100.00
<b>Utilities</b>	
Internet Services	2,482.40
Snow Removal	3,622.50
Water/Sewer	10,037.96
Gas	18,828.47
Electric	42,718.44
Phone	4,043.10
<b>Total Utilities</b>	<b>81,732.87</b>
<b>Foreign Missions</b>	
Amborski, Don & Gwen	250.00
Awotula, Samson	1,380.00
Barnes, Ron	1,380.00
Barrouk, Emile	1,380.00
Baumgartner, Mick	3,473.63
Board, Ken	1,380.00
Boussios, Markos	1,380.00
Bravo, Alejandro	920.00
Byrd, Stephen	1,380.00
Bailey, Norris	1,880.00
Ball, Art	1,380.00
Bluewater Bible College	1,680.00
Brooks, Dan	1,900.00
Brooks, Lonnie	1,380.00
Brooks, Matias	2,380.00
Canavan, Daniel	1,380.00
Chapman, Eric	1,380.00
Cortes, Hernan	1,380.00
Craven, Jerry	1,830.00
Cummins, Steve	1,660.00
Curby, Pat	1,380.00
Dayton, Bob	1,380.00
Dean, Russ	1,380.00
Drust, Mike	2,380.00
Eberline, Jim	1,380.00
Felix, Josue	1,380.00
Foltz, Tom	2,930.00
Foster, Ike	1,380.00
Gabbard, Coleman	1,380.00
Haag, Bill	1,380.00
Haberkamp, Rick	120.00
Hall, Jon	1,380.00

December 8, 2006

# Lima Baptist Temple Income/Expense Report January through December 2004

	Jan - Dec 04
Hansen, Ray	1,380.00
Harkins, Wayne	280.00
Harkins, Jess	280.00
Harvey, Bill	1,380.00
Hayes, Herb	1,880.00
Hester, Richard	1,380.00
Hossack, Eric	600.00
Howell, Marty	1,380.00
Howell, Paul	1,640.00
Hudson, Rick	5,780.34
Hurst, Richard	1,380.00
Ibarra, David	1,470.00
Jackson, Alan	1,380.00
Johnson, Kevin	4,340.00
Khoury, Naim	1,610.00
Kilpatrick, Earl	1,560.00
Kim, Paul	1,380.00
Konuch, Tim	1,380.00
Koon, Tim	500.00
Koon, Earl	1,630.00
Lilly, Larry	1,380.00
Lyons, Mike	1,380.00
Mach, Robert	1,380.00
Mellberg, Kirt	1,380.00
McCoy, Katherine	1,150.00
Mislan, Mike	1,380.00
Moore, Dan	1,380.00
Pepper, Ennis	1,380.00
Petite, Bill	1,380.00
Pittman, Jerome	1,380.00
Reed, Robert	1,380.00
Rosas, Michael	115.00
Sanchez, J.C.	1,380.00
Schott, Richard	1,380.00
Seals, Odis	1,380.00
Settle, Brad	2,975.00
Silva, Walter	1,380.00
Smith, Lonnie Jr.	1,380.00
Smith, Lonnie Sr.	1,380.00
Smith, Richard	1,380.00
Starkey, Angelina	5,301.03
Tabor, Mike	1,380.00
Templeton, Stan	1,380.00
Tlapa Childrens Home	300.00
Vanderwerf, Terry	1,380.00
Vernoy, Ed	1,380.00
Velez, Jose	1,900.00
Walker, Harry	1,380.00
Weber, Paul	1,380.00
White, Chris	1,380.00
Williams, Barry	1,380.00
Winget, Steve	1,380.00
<b>Total Foreign Missions</b>	<b>129,235.00</b>
<b>Home Missions</b>	
Trinidad 2006	150.00
Teens For Christ	1,530.00
Chi Alpha Mexico Trip	11,501.45
New York Mission Trip	13,889.24
Bapt. Children's Home	988.40
Baughman, Gerald	1,655.00
Beabout, Perry	940.00
Buhrow, Barbara	135.00
Child Evangelism	100.00
Chun, Sue	12,255.00
Conference	1,183.94
Covey, Cynthia	2,000.00

December 8, 2005

**Lima Baptist Temple  
Income/Expense Report  
January through December 2004**

	<u>Jan - Dec 04</u>
D&D Mission Home	300.00
Gaudette, Blaine	1,380.00
Green, Bob	900.00
Griggs, Bob	900.00
Hendrix, Dean	940.00
Key, Bobby	900.00
LMF	3,969.77
Largo, Alice	1,080.00
Lima Rescue	200.00
Lisbon Tr.	10.00
Logan, Mark	980.00
Miscellaneous	350.00
Pacific Garden	200.00
Plaughner, Terry	75.00
Radio Bible Class	775.00
Rone, Melissa	740.00
Scioto Hills	200.00
Shepherd's	500.00
Sutton, David	6,005.00
TCS	39,619.30
Visionaires	2,060.54
WTGN	150.00
Washer, Ron	1,175.00
White, John	200.00
<b>Total Home Missions</b>	<u>109,937.64</u>
<b>Total Expense</b>	<u>1,378,356.56</u>
<b>Net Ordinary Income</b>	<u>-133,650.04</u>
<b>Net Income</b>	<u><u>-133,650.04</u></u>