

CGB CC-0524

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MAY 12 2006
FCC - MAILROOM

FIRST  ASSEMBLY
A BIBLE-BASED CHURCH

5/3/2006

General Affidavit
State Of New York
County of Broome

Before me, the undersigned Notary, Olive Ray, on this 4th day of May, 2006, personally appeared Doris Osteen, known to me to be a credible person and of lawful age, who being by me first duly sworn, on her oath, deposes and says:

I, Doris Osteen, do swear that the facts stated in this filing to be true and lawful to the best of my knowledge.

Doris Osteen
Doris E. Osteen
Assistant to Pastor Brandon Samuel

Subscribed and sworn to before me, this 4th day of May 2006.

Olive E Ray
Olive Ray

NOTARY PUBLIC

My commission expires: June 30, 2006

OLIVE E. RAY
Notary Public, State of New York
No. 4762953
Residing in Broome Co.
My Commission Expires June 30, 2006

255 Washington Street
Binghamton, NY 13901
723.7417 Phone
772.9765 Fax

www.binghamtonlag.com

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Subject: Petition for Exemption from Closed Captioning Requirements

Introduction:

First Assembly of God, Binghamton, NY has produced a religious television program. It is filmed live and will be broadcasted locally over the following week to television stations; FOX & UPN. Each episode is produced in a 30-minute program and its primary content is sermons taped live on Sunday mornings.

Nature and cost of the closed captions:

To send out for captioning: Closed Captioning Services (CPC) provides both captioning equipment and captioning services. To send the tapes to CPC for captioning each week would cost a \$150 setup fee for each show. (attachment 1) This would be a total of \$300 weekly, plus a charge of \$3 per minute for transcription at a cost of \$90 each show for a total of \$180 weekly. It would cost \$480 weekly/ \$24,960 yearly for us to have CPC do our captioning and there would be a week delay before airing the program. Our local FOX/UPN station offered a special rate of \$100 set up fee. (attachment 2) For both shows it would be \$200 weekly/\$10,400 yearly. They do not do transcription so for them to do our Captioning we would have to do the transcription. We do not have the equipment for transcription and it would be another added cost to purchase such equipment. In addition to high expense, captioning would also create a delay in the airing of our program, due to added step of sending the tapes out for captioning.

To provide closed captioning in-house: In speaking with other closed captioners, it was recommended that CPC is the best solution to meet our captioning needs. The total price for equipment needed would be a minimum of \$4,995 up to \$7,000. (attachment 3) There would also need to be additional equipment to caption properly without losing a generation.

Subtitling and open captioning are not viable alternatives for us. If we were to produce our program using open captions or subtitles, the burden would be the same. Another option considered was to add a sign language interpreter to the screen of the program, but understand that this is not an acceptable alternative nor are we equipped to do that.

Impact on the operation of the program owner:

To add closed captioning to the program, we would either need to pay a captioning agency \$300 per week (15,600 per year) or purchase expensive equipment that is not in our budget. If funds were found to purchase equipment, there would still be the need for a trained person to caption every week. Note: Our program director/producer works sixteen – eighteen unbilled hours every week. We are not able to find someone with the skills and the time to produce closed captions or subtitles, nor pay them appropriately.

Financial resources of the program owner:

Our program is an expense of First Assembly of God, Binghamton, NY, 13901. The program does not generate an income. Attached is the 2005 financial report for First Assembly of God. (attachments 4 & 5) All of our equipment has been donated to First Assembly of God. We have not found anyone able to donate captioning equipment.

Type of operations of the program owner:

Our program is only one of the many ministries from our church; First Assembly of God, 255 Washington St, Binghamton, NY 13901, and is a not for profit organization and its primary operations are caring for the Church Body and community, saving souls, and training disciples.

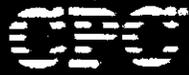
Other relevant factors:

Our program is produced and edited by volunteers. Though their service and time are indispensable to us, they are not able to add the burden of closed captioning efforts, whether done in-house or sent to a captioning agency.

Conclusion:

We at First Assembly of God eagerly desire to comply with the closed captioning standards set forth by the FCC. Various methods of fulfilling this requirement have been researched and evaluated. However, all avenues explored are a great burden to the program. Though we applaud closed captioning for programs and aspire to add closed captioning to our program, the financial burden exceeds what funds are available to be allotted to this program and the efforts required are more than can be met at this time. Therefore, First Assembly of God, 255 Washington St, Binghamton, NY, requests to be permitted exemption to closed captioning for our program.

Attachment (1)



Computer Prompting and Captioning Co.

1-800-977-6678 | info

Home
Captioning
Teleprompting
Subtitling
DVD
Webtv
V-Chip
Webcasting

Services

Video Services
Realtime Live
Post Production
Audio Description
DVD
Webcast Services
Realtime Live
Video-On-Demand

Post Production Captioning/Subtitling

[Click here for the Order Form](#)

Satisfaction Guarantee

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
- Extreme discounts to caption Webcasts of previously captioned videos.

Transcription & Translation

Professional Transcription and translation to most major languages available at competitive price.

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 Caption Between Different Formats

- Webcasting with Caption
- DVD Captioning/Subtitling

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

Sample Video w/ Captioning

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



4600 Vestal Parkway E.
Vestal, NY 13850
(607)-770-4040
(607)-798-7959

Pastor Brandon Samuel
First Assembly of God
255 Washington St.
Binghamton, N.Y.
13901
Subject: Quote for Closed Captioning

Pastor Samuel,

I spoke to our production department and the cost to close caption a ½ hour program would be \$100 per show. Script to be provided to FOX 40/UPN 8 production from First Assembly of God. Please give me a call with any questions. Thank You for considering FOX 40/ UPN 8.

Jerry McCabe
Advertising Consultant
WICZ/WBPN TV
4600 Vestal Parkway
Vestal, N.Y. 13850
Phone (607) 770-4040 ext 323
Fax (607) 798-7950
Cell (607) 972-7173
email jmccabe@wicz.com

Attachment (3)
(2 pages)

Doris Osteen

From: "Michael Aaron" <maaron@cpcweb.com>
To: <dosteen@binghamton1ag.com>
Cc: <shoffman@cpcweb.com>
Sent: Wednesday, April 05, 2006 2:36 PM
Subject: Caption System

Thank you for your interest in our captioning system.

The first thing I would encourage you to do is to read the information found at the following link- Regardless of what system you choose, this will give you a good idea as to what is involved:
<http://www.cpcweb.com/Captioning/CaptionSoftwareOverview.pdf>

There are 2 basic categories that our Captioning Software falls under:
Linear and Non-linear

Linear Captioning:

setup requires a Windows PC running our CPC software-

- timecode reader device installed in the PC
- video display device installed in the PC
- hardware caption encoder

Within the Linear Captioning setup, there are 2 ways to approach the process:

Live to tape (only):

The CPC-600 software allows you to do Post Production Captioning, but in a "live" type setting- this means, that as you are synchronizing the caption text with the video in our software, you are actually recording this onto the record tape. The advantage to this system is that it is less expensive- the disadvantage is that since you are recording everything as you do it, you will need to either live with any mistakes you make or start over in order to correct them.

CPC-600 : \$2995

(no timecode reader card is necessary)

Video Display Device : \$75

Hardware Encoder : (prices start at \$1200. See full list at:

http://www.cpcweb.com/Captioning/cap_hardware.htm)

Timecode Version (also does the Live to tape function):

The CPC-700 Software allows you to work just like the CPC-600 software- but, you can also work with timecode. In the timecode scenario, while synchronizing the caption text to the video, you are not actually recording the process, but are instead creating a caption file. This is helpful because you can stop and start as you need to, and go back and make corrections.

CPC-700 : \$4995

LTC Timecode Reader card: \$315

Video Display Device : \$75

Hardware Encoder : (prices start at \$1200. See full list at:

http://www.cpcweb.com/Captioning/cap_hardware.htm)

Non-linear Captioning:

The process for creating captions for a non-linear system is the same- the difference occurs at the encoding stage. The software you need is the CPC-700NLE software (note: the CPC-700NLE software can also be used to caption using the CPC-600 or CPC-700 method if you purchase the hardware). There are 2 ways to encode files on a non-linear system: DV and NLE.

In the DV process, the CPC-700NLE software will make a copy of your original DV video file, and will embed the

caption data into the video. You then use your edit system to print the video to tape to a DV deck thru a firewire connection.

In the NLE Process, the CPC-700NLE software will make a video file that you then put into your edit system. When you play your video out to tape, the video is closed captioned. There are some restrictions on which edit systems can work in this fashion. You can find more details at the following link:

<http://www.cpcweb.com/Captioning/NLE-DV-HardwareCompatibility.shtml>

CPC-700NLE : \$7995

If you have any questions, please feel free to give me a call.

Michael Aaron

March 29, 2006

To Whom it may concern,

This will certify that in fiscal year 2005, First Assembly of God received \$1,127,199 in total revenue, and paid \$1,087,261 in total expenses, as stated in our STATEMENT OF ACTIVITIES AND CHANGES IN NET ASSETS FOR THE YEAR ENDED NOVEMBER 30, 2005, as prepared by Davidson & Fox Company, LLP for our annual church financial audit.

Richard Thurston



Business Administrator
First Assembly of God, Incorporated
255 Washington St.
Binghamton, NY 13901

Attachment

FIRST ASSEMBLY OF GOD

STATEMENT OF ACTIVITIES AND CHANGES IN NET ASSETS
FOR THE YEAR ENDED NOVEMBER 30, 2005
WITH COMPARATIVE TOTALS FOR 2004

	<u>Unrestricted</u>	<u>Temporarily Restricted</u>	<u>Permanently Restricted</u>	<u>Total 2005</u>	<u>Total 2004</u>
REVENUE AND SUPPORT					
General offerings	\$ 955,432	\$ -	\$ -	\$ 955,432	\$ 886,022
Other income					
Interest and dividend income	3,626	95	-	3,721	4,717
Net investment gains (losses)	(2,063)	-	-	(2,063)	(75)
Loss on disposal of asset	(16,434)	-	-	(16,434)	-
Ministry support	-	181,070	-	181,070	179,737
Noncash donations	958	-	-	958	-
Other income	<u>4,515</u>	<u>-</u>	<u>-</u>	<u>4,515</u>	<u>337</u>
Total other income (losses), net	<u>(9,398)</u>	<u>181,165</u>	<u>-</u>	<u>171,767</u>	<u>184,716</u>
Net assets released from restrictions					
Restrictions satisfied by payments or board authorized transfers	<u>187,860</u>	<u>(187,860)</u>	<u>-</u>	<u>-</u>	<u>-</u>
TOTAL REVENUE AND SUPPORT	<u>1,133,894</u>	<u>(6,695)</u>	<u>-</u>	<u>1,127,199</u>	<u>1,070,738</u>
EXPENSES					
Ministry services					
Ministry services, expense and missions	531,012	-	-	531,012	528,473
Support Services					
Administration	367,448	-	-	367,448	302,157
Building and property expense	<u>188,801</u>	<u>-</u>	<u>-</u>	<u>188,801</u>	<u>154,785</u>
TOTAL EXPENSES	<u>1,087,261</u>	<u>-</u>	<u>-</u>	<u>1,087,261</u>	<u>985,415</u>
INCREASE (DECREASE) IN NET ASSETS	46,633	(6,695)	-	39,938	85,323
NET ASSETS, beginning of year	<u>4,087,693</u>	<u>24,353</u>	<u>6,000</u>	<u>4,118,046</u>	<u>4,032,723</u>
NET ASSETS, end of year	<u>\$ 4,134,326</u>	<u>\$ 17,658</u>	<u>\$ 6,000</u>	<u>\$ 4,157,984</u>	<u>\$ 4,118,046</u>

See accompanying notes and
accountant's compilation report