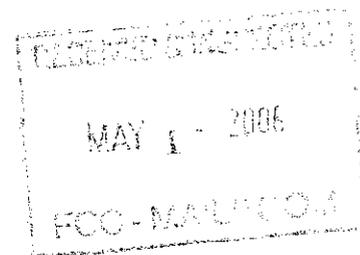


CGB-CC-0516
Pastor Jan Pate
First Church on the Hill

P.O. Drawer G
Rusk, Texas 75785
Phone: (903) 683-4509
Jansuepate@yahoo.com



April 25, 2006

Office of the Secretary
Federal Communications Commission
Attention: CGB Room 3-B431
445 12th Street SW
Washington, DC 20554

Petition for Exemption from Closed Captioning Requirements

"Catch the Vision"
First Church on the Hill
PO Drawer G
Rusk, TX 75785
(903) 683-4509
(903) 683-2194 (fax)
E-mail: jansuepate@yahoo.com

Introduction

"Catch the Vision" is a television program produced completely on the premises of the First Church on the Hill, Rusk, Texas. The vision for the First Church on the Hill is, "That the Holy Spirit would empower us to love the unlovable, touch the untouchable, and reach the unreachable so that Jesus Christ would be exalted to His rightful place in the hearts of ALL mankind."

"Catch the Vision" is an edited version of our Sunday morning worship services. We believe it helps our church to reach out to those who cannot or do not want to attend worship services on Sunday morning to be a part of worship. Every worship service is shown on a week-delayed basis.

Each episode of "Catch the Vision" is 28 minutes and 30 seconds long. It airs every Sunday morning at 9:30 a.m. and Wednesday morning at 7:30 a.m. on UPN Channel 18, which is operated by CBS 19 out of Tyler, Texas. The program that airs is the Sunday service from the previous week. The program is shot, produced, and edited here at our church. It is completely done by church volunteers with the assistance of myself, the Executive Producer. The program consists of our Sunday morning services. It typically includes singing and a sermon from our pastor.

For the reasons set forth below, First Church on the Hill of Rusk, TX hereby requests an undue burden exemption from the closed captioning rules for "Catch the Vision", pursuant to 79.1(f) of the Commission's rules.

Nature and Cost of Close Captions

Closed caption Maker in Baltimore, MD adds closed captioning to produced videos. A 30 minute program like we produce would cost in the neighborhood of \$250.00 per week not including the cost of us shipping overnight to the company. There is a two business day turn around for this service. Subtitles and scrolls of the entire services would be incredibly costly due to increased man-hours and the potential of losing our volunteers who help with the service due to those increased hours. Then, our costs would increase dramatically due to the need to hire someone to fulfill all areas of this ministry. Also, time involved in closed captioning would severely delay our broadcast to the point that sometimes it would be outdated.

Impact on the operation of the program provider

The total cost of producing and showing "Catch the Vision" is approximately \$500 per month. This cost does not include any "in kind" cost that would be associated with the various volunteer man-hours necessary to complete the production of the entire show. As you can see from the closed captioning estimates, the cost of each show would triple. This would severely affect our ability to continue in this ministry and could possibly bring an end to this ministry altogether. "Catch the Vision" does not solicit money on air. Total costs are financed through the church budget.

Financial resources of the program provider

First Church on the Hill, Rusk, TX is a 501(c)3 tax exempt religious organization. We operate on a yearly budget provided by the tithes and offerings of our members. The recent addition of locally televising our program to the surround are (we are only a local broadcast and are not even seriously considering any option above that) was a large step of faith on our part. To add to the cost of the production of the programming would put an incredible large burden on our budget and steer funds away from other ministries in which our church participates. Our local affiliate, CBS 19 of Tyler, TX does not provide or offer the service of closed captioning to us.

Type of Operations of the Program Provider

As stated earlier, our church is a non-profit organization. Our Sunday morning service is the only programming we provide. Our other major operations and activities are geared locally toward community outreach and support.

Other factors

Petitioner believes that the local, non-news exemption to the closed captioning rules also applies to "Catch the Vision." As noted above, the program is produced and distributed locally, and the sermons of the First Church on the Hill are primarily local public interest. The episodes are not news, they do not have repeat value, and the electronic newsroom technique is not available. Notwithstanding the applicability of the exemption, we have filed this petition in an abundance of caution and for the purpose of establishing certainty.

Conclusion

As shown by this Petition and its attachments, the Commission should grant a waiver of the closed captioning requirements in this case, because requiring closed captioning would create an undue burden. The costs of captioning would be excessively high and would have a significant impact on Petitioner's operations. The Petitioner's type of operations and financial resources are different in kind and magnitude from a mainstream programming provider. Because of the significant difficulty and expense of providing closed captions, a waiver under 79.1(f) is warranted. If more information is needed, please contact me at the address provided below.

Respectfully Submitted,

First Church on the Hill

By:



William L. Morrow
PO Drawer G
Rusk, Texas 75785
(903) 683-4509

April 25, 2006

Enclosed: Petition for Waiver
 Schedule
 Closed Captioning Estimate
 501(c)3

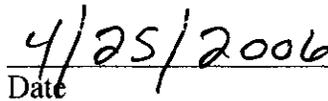
Exhibits checklist:

1. Declaration: attach a declaration in which a person attests to and affirms the factual claims made in the petition. The declaration should state that:

I, William L. Morrow, an Executive Producer of "Catch the Vision" television program have reviewed the Petition for Exemption for Closed Captioning Requirements filed on behalf of First Church on the Hill in this matter, and, upon information and belief, believe that that the statements regarding our organization and "Catch the Vision" to be true and accurate.



William L. Morrow, Executive Producer



Date

2. Schedule of all programming offered by the provider: if the church provides only one program, this will be a very short attachment.
3. Financial documentation: Tax exempt status form
4. Other: Documentation from companies providing estimates for closed captioning costs.

Schedule

Sunday 9:30 a.m. – 28 minutes and 30 seconds

Wednesday 7:30 a.m. – 28 minutes and 30 seconds

Subtract \$4/minute if roll-up captions are used instead of pop-on captions.

TV Spots are \$100 per spot (:10 to :60); plus \$50 for tapestock and shipping.
Script must be supplied on disk or emailed. Turnaround is two business days.

Music Videos (up to 5 minutes) are \$175, includes BetaSP/DVcam videotape and shipping.

Script must be supplied on disk. Additional BetaSP/DVcam copy is \$35 (includes tape)

TECHNICAL DETAILS FOR PROFESSIONAL CAPTIONING

We normally use "Pop-on" type closed-captions; the captions "pop-on" the screen in groups of words and are positioned so that they do not cover-up material being discussed.

Our encoder (hardware which adds the captions) uses component video in/out.

DV formats: we can accept DV, DVcam, DVCpro25 and master to DVcam. (all are small or large cassettes).

Please call concerning details.

Church & 30-minute Infomercials: Half-hour program is \$250 (includes transcribing, tape, shipping).

We can do it for this low price because we are using **ADDrollupCC**.

"Do your own Captioning"

(units now in-stock!)

NEW -- Announced at the NRB show in Dallas in Feb.

ADDrollupCC-RT (real-time)

\$2,000 (hardware & software)

This captioning system integrates into your editing system and adds 'rollup' type captions to the video you produce.

 **IRS** DEPARTMENT OF THE TREASURY
INTERNAL REVENUE SERVICE
PHILADELPHIA PA 19255-0023

Date of this notice: 05-12-2004

Employer Identification Number:
[REDACTED]

Form: SS-4

Number of this notice: CP 575 F

For assistance you may call us at
1-800-829-4933


FIRST CHURCH ON THE HILL
% JAN PATE
PO DRAWER G
RUSK TX 75785

IF YOU WRITE, ATTACH THE
STUB OF THIS NOTICE.

WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER

Thank you for applying for an Employer Identification Number (EIN). We assigned you [REDACTED]. This EIN will identify your business account, tax returns, and documents even if you have no employees. Please keep this notice in your permanent records.

When filing tax documents, please use the label IRS provided. If that isn't possible, you should use your EIN and complete name and address shown above on all federal tax forms, payments and related correspondence. If this information isn't correct, please correct it using the tear off stub from this notice. Return it to us so we can correct your account. If you use any variation of your name or EIN, it may cause a delay in processing and may result in incorrect information in your account. It also could cause you to be assigned more than one EIN.

If you want to apply to receive a ruling or a determination letter recognizing your organization as tax exempt, and have not already done so, you should file Form 1023/1024, Application for Recognition of Exemption, with the IRS Ohio Key District Office. Publication 557, Tax Exempt Status for Your Organization, is available at most IRS offices and has details on how you can apply.

IMPORTANT REMINDERS:

- * Keep a copy of this notice in your permanent records.
- * Use this EIN and your name exactly as they appear above on all your federal tax forms.
- * Refer to this EIN on your tax related correspondence and documents.

Thank you for your cooperation.