

Christ Temple  
2935 Cole Rd.  
Winston Salem, NC 27107



# 0000010352

Received & Inspected

APR 28 2009

FCC Mail Room

Federal Communications Commission  
Attention: Secretary's Office  
Closed Captioning Office  
445 - 12<sup>th</sup> Street S.W.  
Washington, DC 20554

FIRST CLASS

# CHRIST TEMPLE *church*

April 14, 2009

Federal Communications Commission  
Attention: Secretary's Office  
Closed Captioning  
445 12<sup>th</sup> Street S.W.  
Washington, DC 20554

RE: REQUEST FOR EXEMPTION FROM COMMISSION'S CLOSED CAPTIONING RULES CGB-CC-0137

Christ Temple Church is a fast growing, non-denominational community-based ministry serving the greater Triad Area (Greensboro, Winston-Salem and High Point) in North Carolina. This church ministry has begun this month of April, 2009, a 30-minute local broadcast, "New Day," on Fox 8/WGHP in Greensboro, NC.

Please accept this petition for exemption from Section 79.1 of the Commission's rules, implementing Section 713 of the Communications Act of 1934. The rules significantly tax the future of this new programming due to the overwhelming expense it would take to comply with such rules. Our program, "New Day," qualifies for exemption for the following reasons:

Part 79.1 – Section (d)

"New Day" is a locally produced and distributed non-news program with no repeat value. The program is of local public interest, is not a news program and the technique of captioning is unavailable. The unscripted program contains formatting for both - a religious service and a hosted talk show. It is of local interest due to the continued religious events and issues we make available to the public.

Part 79.1 – Section (f)

Christ Temple Church will be imposed with undue burden if it has to comply for the following reasons:

- (1) In order to make all programs closed captioned, we would have to outsource the production. Post-production would cost the ministry excessive expenditures for the outsourcing company, as well as the additional shipping and handling costs required for the outsourcing.
- (2) "New Day" is strictly produced by volunteers using minimal editing equipment. The local programming cost for the 30- minute program each Sunday is \$300.00. If the church had to add the cost of closed captioning to the equation it would make programming prohibitive.
- (3) Christ Temple Church has already stretched its resources to allocate funds for television programming. If we are asked to spend more monies to produce "New Day" we will be forced to terminate the program.

Christ Temple Church is presently purchasing cameras and equipment to produce the television program and additional expenditures to purchase Closed Captioning equipment and hire personnel to transpose the program would definitely over extend our ability to raise the needed funds at the present time.

Again, we respectfully request that Christ Temple Church be exempted from the closed captioning requirement for the aforementioned reasons. Should you have any questions or concerns, please call me at (336)784-0887.

Sincerely,



Leroy R. Kelly  
Pastor

**Leroy R. Kelly**  
Pastor  
336-887-9248  
pastor.kelly@christtemplechurch.com

**Michael Kelly**  
Associate Pastor  
336-882-3192  
michael@lettherebe.us

2935 Cole Road • Winston-Salem, NC 27107  
Phone #336-784-0887/Lost Shepherd Productions #336-784-0856  
christtemplechurch.com

# CHRIST TEMPLE *church*

April 14, 2009

Federal Communications Commission  
Attention: Secretary's Office  
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44S 12<sup>th</sup> Street S.W.  
Washington, DC 20554

RE: REQUEST FOR EXEMPTION FROM COMMISSION'S CLOSED CAPTIONING RULES CGB-CC-0137

Please accept the following additional information for the petition for exemption from 79.1 of the Commission's rules, implementing Section 713 of the Commission Act of 1934.

Attached is a statement of INCOME & EXPENSE by YEAR 2008 for Christ Temple Church. Our new television program "New Day" is not reflected within this Income & Expense report due to the fact that our first program was aired on April 5, 2009.

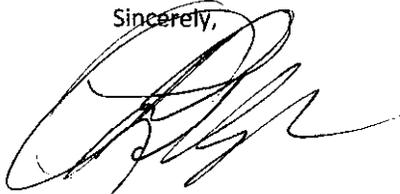
However as stated in the Affidavit of Costs, the yearly (52 weeks) programming costs for "New Day" will total \$14,365.00.

ALTERNATIVES TO CAPTIONING:

- (1) An individual signing at the bottom corner of the screen,
- (2) Increase the use of the lower thirds of the screen by outlining the message being delivered,
- (3) A power point presentation of the message on one area of the screen,
- (4) The words to all songs typed at the bottom of the screen.

Please let me know if you need any additional information regarding this request. You may contact me by phone at (336)784-0887 or email me at [LRKelly1@aol.com](mailto:LRKelly1@aol.com).

Sincerely,



Leroy R. Kelly  
Pastor

**Leroy R. Kelly**  
Pastor  
336-887-9248  
[pastor.kelly@christtemplechurch.com](mailto:pastor.kelly@christtemplechurch.com)

**Michael Kelly**  
Associate Pastor  
336-882-3192  
[michael@letherebe.us](mailto:michael@letherebe.us)

2935 Cole Road • Winston-Salem, NC 27107  
Phone #336-784-0887/Lost Shepherd Productions #336-784-0856  
[christtemplechurch.com](http://christtemplechurch.com)

# CHRIST TEMPLE *church*

## INCOME & EXPENSE by YEAR 2008 (Unaudited)

### INCOME

Contribution Income (Tithes & Offerings)	642,863.22
Miscellaneous Income	22,800.00
<b>TOTAL INCOME</b>	<b>665,663.22</b>

### EXPENSES

Pastoral Staff/Support Staff/Contract Labor	407,376.00
Ministry/Administrative Expenses (office supplies, computers, printers, copiers, internet, website, web streaming, cable, hospitality, property tax, etc.)	43,600.39
Insurances (Comprehensive, Workman's Comp, Health)	17,304.34
Bank Loan (Tristone)	29,217.36
Maintenance (Buildings & Grounds)	30,802.85
Vehicles Maintenance & Fuel	5,371.74
Furnishings & Décor	1,883.17
Storage Trailer	2,069.60
Lighting, Audio & Media Equipment	48,087.06
Utilities & Security	32,089.22
Evangelism/Outreach	
Missions	2,500.00
Advertising	8,772.41
Guest Ministries	7,700.00
Drama	7,539.99
Benevolence	2,120.00
<b>Total</b>	<b>28,632.40</b>
Departments	
Education	3,373.45
Youth	5,624.31
Music	5,689.64
Audio/Video	2,263.60
<b>Total</b>	<b>16,951.00</b>
<b>TOTAL EXPENSE</b>	<b>663,385.13</b>
<b>EXCESS INCOME/EXPENSE</b>	<b>2,278.09</b>

**Leroy R. Kelly**  
 Pastor  
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[pastor.kelly@christtemplechurch.com](mailto:pastor.kelly@christtemplechurch.com)

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 Associate Pastor  
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AFFIDAVIT OF COSTS

I, Leroy R. Kelly, Pastor of Christ Temple Church by my signature affixed to this document do hereby make the following statement of fact affirm:

- (1) The amount paid to Fox8/WGHP television for one program a week is \$300.00 less a donation of 15% = \$255.00 plus \$21.25 for advertising spots for a total of \$276.25 or \$14,365.00 per year.
- (2) All costs of editing and dubbing the production of "New Day" to television format are donated by volunteers.
- (3) All other costs involved in the production of "New Day" are donated totally by volunteers.

I now affix my signature to these affirmations:



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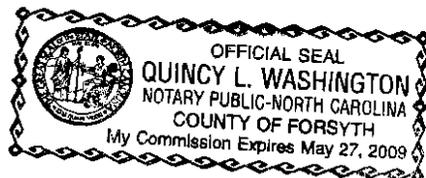
Leroy R. Kelly  
Pastor  
Christ Temple Church

The foregoing was subscribed and sworn to me, a Notary Public, of the State of North Carolina, County of Forsyth this 15<sup>th</sup> day of April, 2009.



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Notary Public

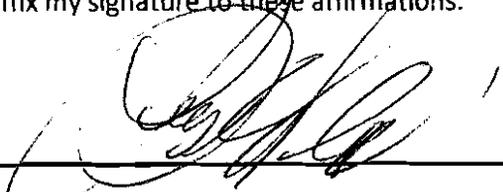


AFFIDAVIT

I, Leroy R. Kelly, Pastor of Christ Temple Church by my signature affixed to this document do hereby make the following statement of fact affirm:

All of the documents that I have submitted to the FCC for the petition (File No. CGB-CC-0137) is accurate and true to the best of my knowledge and belief.

I now affix my signature to these affirmations:



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Leroy R. Kelly  
Pastor  
Christ Temple Church

The foregoing was subscribed and sworn to me, a Notary Public, of the State of North Carolina, County of Forsyth this 15<sup>th</sup> day of April, 2009.



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Notary Public

