

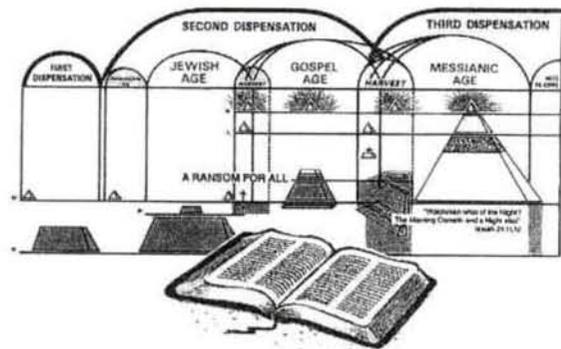
CGB-CC-1162



## FORT WORTH BIBLE STUDENTS

P.O. Box 4085  
FORT WORTH TX 76164

WWW.DIVINEPLAN.ORG  
PHONE 817-222-0444



November 5, 2011

Federal Communications Commission  
Washington, D.C. 20554  
Joel Gurin, Chief, Consumer & Governmental Affairs Bureau

Re: Exemption Request for Closed Captioning

Hello Joel:

**Received & Inspected**

**NOV 15 2011**

**FCC Mail Room**

We are a very small group that has been televising the Bible message since 1974. Never on any program has there been solicitation for money. Free literature has been sent to those who request it. Never has there been solicitation for money after the literature has been sent. The cost has been paid for by those who desire to send out the message of truth. No salaries are paid to those who are involved in the work.

Our monthly cost for broadcasting on television, for Internet service, postage, etc. is approximately \$10,000.00. There is also the cost of printing literature from time to time.

Our monthly contributions are very small. Because of the economic conditions, they are now smaller. We are dependent upon larger contributions from time to time.

In Frost National Bank, currently we have \$389.38. In Bank of America (our main bank), as of November 5, 2011, we have \$57,322.20. There are NO investments in stocks, and the like. It is our endeavor to broadcast God's plan as funds are available. Unless more contributions come, we will have to cut back, in due time.

Your requirements:

1. Enclosed is a copy of money in Bank of America, as of November 5, 2011.
2. Enclosed are 2 copies of the cost of closed captioning. However, one of these companies could not use our Beta tapes or our DVDs.
3. Enclosed is a message from the agency that makes arrangement for the "Divine Plan" program on the Word Network. In my conversation with the agency, there was no offer to pay for the cost of closed captioning.
4. As mentioned above, we do not solicit funds on the "Divine Plan" program nor from those who are sent free literature.

Sincerely,

Fort Worth Bible Students

*George Wilmott*  
George Wilmott, Host on "Divine Plan"

THE WORDS RECEIVED DURING OCTOBER ARE VERY TOUCHING,  
SINCERE, AND MUCH APPRECIATED.

“I have never stopped thanking the good LORD for your contribution towards my receiving the request I made regarding the magazine. How may I express my joy? I only want you to know that I really appreciate it, especially the cost involved in the posting alone, and not to mention the magazines themselves. ... Never will I forget what you have done for me regarding the magazines, and my fervent prayer is that the good LORD himself richly bless you, your colleagues, and family in all your undertakings. Once again GOD richly bless you.” (From an avid listener to the “Divine Plan” TV program televised in GERMANY)

“The ‘Divine Plan Program’ has been a real blessing to me. Thank you for your generosity. God bless you, and keep up the good work.”

Thank you for today’s phone call, sir. Your consideration and friendship in Christ has become very precious to me. God has used you in my life and has brought me closer to Him through your ministry.” (CANADA)

“I would like to extend my appreciation to your ministry for sending me the Bible study, ‘The Divine Plan of the Ages’. I really appreciate it and find it very helpful.”

“I received your books and just wanted to drop you a line and thank you. I read and study a lot. I really thank you for this.”

“Thank God for the lessons. I enjoy doing them so much. God bless you.”

“I was browsing for some inspirational insights, and I came across your web site which helps me a lot. Thanks for the service in reaching out to many people.” (INDIA)

“I listen to your program. I’m very satisfied with it. To tell you the truth, I just want to be a part of your program. Thank you.”

“This is the first time I’ve seen your show, but I thoroughly enjoyed it. ... I’d love to have that booklet. I love to read. Most everything I read is about the Bible. I promise I’ll read it and pass it on to somebody else. ... May the Lord bless you and keep you and keep your ministry going.”

“Thank you. I appreciate your program. It is very true to the Word. God bless.”

“I like your message. I like your program. I see it every week in New York. ... May God bless you. Thank you. Keep up the good work.”

“Your program is wonderful. Thank you.”

“The message is put in a simple way for understanding. Very good.” (Years ago this person listened to the “Divine Plan” radio program.)

“I enjoy your ministry.” “I was really blessed” “It was a blessing to me.”

“You are a blessing to all. It was easy to understand.”

“It is really nice to have people explain the scriptures. I don’t trust going to church. There are two faced people in the church. Keep up the good work.” (This lady stays up late to watch the program – 2 AM Pacific time zone.)

“The program really touched my heart. God bless you.”

“I was very inspired about the message I saw on television.”

“I just viewed the meditation on the Word channel. I was so enthralled with the scenery. ... The narrator’s voice was so calming and soothing and above all scriptural.”

“I appreciate your program. You very much have it down complete.”

“I am requesting your Bible study program – the 16 lesson plan. ... I would like to gain as much insight as possible in my Bible study and coming to know Christ better.”

“Thank you very much. I have been searching for something to help me understand the Bible, and I believe this will be just the thing.”

“I have really enjoyed studying these lessons.” (This lady has just finished all 16 studies for “The Divine Plan of the Ages”.)

“Thank you for all of your nice words of encouragement. I love my Lord and Savior. I love reading scripture and I love these lessons. Thanks again.”

“Thank you so much for your kind words of encouragement. I do enjoy these studies very much and find them very informative. They have truly enlightened my knowledge. ...”

“Thank you. God bless your work.” “You believe like I believe.”

“This study was very interesting. I am 75 years old and enjoy each study. God bless.”

Greetings! I am here to continue studying this lesson and am blessed through this lesson. I know that God is with me all the time. I want to know more things in the Bible.”

“Greetings in Jesus' name. I am very happy to write this letter to you, sir, that I am blessed through this lesson and I know that on Study 8 I did very well because God had blessed me or helped me. God bless you and your family in Christ.” (Nigeria)“

I was grateful to hear the program. That is wonderful.” “Thank you so much and may God continue to show his divine mercy upon your ministry and bless you.”

Sign Off

Locations Mail Help En Español

Accounts Bill Pay Transfers Business Tools Investments Payroll Customer Service

Enter keyword(s)

Accounts Overview Account Details My Portfolio Alerts

**Business Savings - 0294**

Account:



Did you know that you can receive your balance from Bank of America in a flash? Bank of America's Mobile Solutions are a faster, easier way to manage your account information on the go. Enroll in Text Banking and the next time you're in the checkout line, you can view all of your eligible account balances simply by texting BAL to MYBOFA (692632).

[Hide this message](#)

**Balance Summary**

**\$57,322.20** Available Balance as of today

Account Balance History  
Go to help avoid fees

**Account Numbers**

Show account number  
Show routing numbers  
This account is not eligible for Overdraft Protection. Please contact customer service for details.

**Interest Summary**

Turn off Popup Help

**Transfer money** to other Bank of America customers online - for free  
[Learn more](#)

**Pay Your Bills**

Schedule a payment with Bill Pay  
Pay a bill due today with Quick Payment  
Learn about your payment options

**Customer Service**

view/Edit Paperless Settings  
Manage alerts

Show me more services

Account Activity My Statements Find Transactions

Go to: Today (Nov 5, 2011) Newest . Next . Previous . Oldest

Quick Find

Date	Description	Type	Status	Amount	Available Balance
<b>Amount included in Available Balance</b>					
11/03/2011	Counter Credit		C	\$138.00	<b>\$57,322.20</b>
<b>Statement as of 11/01/2011 (view now)</b>					
10/31/2011	Cash Deposit Processing		C	-\$0.20	\$57,184.20
10/31/2011	Interest Earned		C	\$12.61	\$57,184.40
10/31/2011	Counter Credit		C	\$215.00	\$57,171.79
10/21/2011	Online Banking transfer to CHK 4109 Confirmation# 0222686876		C	-\$4,500.00	\$56,956.79
10/19/2011	Counter Credit		C	\$800.00	\$61,456.79
10/17/2011	Counter Credit		C	\$197.00	\$60,656.79
10/14/2011	Online Banking transfer to CHK 4109 Confirmation# 4161084815		C	-\$400.00	\$60,459.79
10/12/2011	Counter Credit		C	\$1,020.00	\$60,859.79
10/06/2011	Counter Credit		C	\$139.90	\$59,839.79
10/04/2011	Online Banking transfer to CHK 4109 Confirmation# 1675959027		C	-\$5,000.00	\$59,699.89
10/04/2011	Counter Credit		C	\$218.80	\$64,699.89
<b>Statement as of 10/01/2011 (view now)</b>					
09/30/2011	Cash Deposit Processing		C	-\$0.60	\$64,481.09
09/30/2011	Interest Earned		C	\$13.94	\$64,481.69
09/28/2011	Online Banking transfer to CHK 4109 Confirmation# 422735919		C	-\$1,546.03	\$64,467.75
09/26/2011	Counter Credit		C	\$174.95	\$66,013.78
09/19/2011	Online Banking transfer to CHK 4109 Confirmation# 4946716713		C	-\$6,662.09	\$65,838.83
09/19/2011	Counter Credit		C	\$2,320.00	\$72,500.92
09/15/2011	Deposit		C	\$250.95	\$70,180.92



## Price List for Closed Captioning & Production Services

Transcription of program and timing of captions for a 28:30 program	\$85.00
Embedding Captions onto a Broadcast Quality MPEG 2 file and upload to our server (or a station's FTP server) for station delivery	\$15.00
Sending captioned file to additional station	\$5.00
Encoding captions onto 1 <sup>st</sup> Beta-SP tape	\$30.00
Additional Duplicates of Beta-SP tapes	\$25.00
Secured Cloud Storage, Archive and Backup for 28:30 programs older than 12 weeks	\$1.00/month/program
Ingesting 28:30 Beta SP and capturing captions for embedding to file.	\$60.00
General Editing and Production Work	\$75.00/hr

# *Post Production Closed Captioning Costs*

## Post Production Closed Captioning:

The cost of providing Post Production Captioning to any programming will be billable in 15-minute program increments (with a 15-minute program minimum).

### Pop-Up Mode:

Captioning appears on the screen at once in blocks of 1-3 lines and remains on the screen for a few seconds. Pop-up captioning is strategically positioned and closely synchronized with the audio.

Rate/Program Hr

3-Day Turnaround: \$ 300.00

7-Day Turnaround: \$ 275.00

### Roll-up Mode:

Captioning rolls up on the screen one line at a time. A 3-line maximum shows on the screen before the first line is replaced. Roll-up captioning is closely synchronized with the audio.

3-Day Turnaround: \$ 275.00

7-Day Turnaround: \$ 250.00

### Spanish Post Production:

Pop-up or Roll-up option. 3-Day Turnaround.

Spanish-to-Spanish: \$ 300.00

English-to-Spanish: \$ 580.00

### Script Discount:

We will discount the rate of Post Production Captioning if a 100% fully edited script is provided.

English Only: \$ 75.00

\*Above rates are guaranteed and must be accepted within 45-days from

### Post Production Process:

Client will provide us with a Windows Media or QuickTime program file, uploaded to USC designated FTP site. In return, we will provide the client with an .scc or .cc captioning file that the client will be responsible for editing into the show. If the client requires us to edit the captioning file into the show, additional fees will apply. Testing will be provided in advance to ensure file compatibility with the client's editing software.

**From:** "Bill Crews" <bill@selectbroadcasting.org>  
**To:** "George Wilmott" <wilmott@juno.com>  
**Date:** Thu, 3 Nov 2011 10:57:11 -0400  
**Subject:** CC

George,

Your program at 5:30am on Word should be exempt because of the time it airs (see 5 below). You can re-apply for exemption because your revenues are under \$3000000 (see 12 below), and may be able to claim exemption if cost of captioning is in excess of 2% of gross revenues (see 11 below).

I will send you a cost schedule for our closed captioning service and you can use that when you re-apply for exemption. Let me know if you need anything else.

Bill

- (d) **Exempt Programs and Providers.** For purposes of determining compliance with this section, any video programming or video programming provider that meets one or more of the following criteria shall be exempt to the extent specified in this paragraph.
- (1) **Programming Subject to Contractual Captioning Restrictions.** Video programming that is subject to a contract in effect on or before February 8, 1996, but not any extension or renewal of such contract, for which an obligation to provide closed captioning would constitute a breach of contract.
- (2) **Video Programming or Video Programming Provider For Which the Captioning Requirement has been Waived.** Any video programming or video programming provider for which the Commission has determined that a requirement for closed captioning imposes an undue burden on the basis of a petition for exemption filed in accordance with the procedures specified in paragraph (f) of this section.
- (3) **Programming Other Than English or Spanish Language.** All programming for which the audio is in a language other than English or Spanish, except that scripted programming that can be captioned using the "electronic news room" technique is not exempt.
- (4) **Primarily Textual Programming.** Video programming or portions of video programming for which the content of the soundtrack is displayed visually through text or graphics (e.g., program schedule channels or community bulletin boards).
- (5) **Programming Distributed in the Late Night Hours.** Programming that is being distributed to residential households between 2 a.m. and 6 a.m. local time. Video programming distributors providing a channel that consists of a service that is distributed and exhibited for viewing in more than a single time zone shall be exempt from closed captioning that service for any continuous 4 hour time period they may select, commencing not earlier than 12 a.m. local time and ending not later than 7 a.m. local time in any location where that service is intended for viewing. This exemption is to be determined based on the primary reception locations and remains applicable even if the transmission is accessible and distributed or exhibited in other time zones on a secondary basis. Video programming distributors providing service outside of the 48 contiguous

states may treat as exempt programming that is exempt under this paragraph when distributed in the contiguous states.

(6) **Interstitials, Promotional Announcements and Public Service**

**Announcements.** Interstitial material, promotional announcements, and public service announcements that are 10 minutes or less in duration.

(7) **ITFS Programming.** Video programming transmitted by an Instructional Television Fixed Service licensee pursuant to Sections 74.931(a), (b) or (c) of the rules.

(8) **Locally Produced and Distributed Non-News Programming With No Repeat**

**Value.** Programming that is locally produced by the video programming distributor, has no repeat value, is of local public interest, is not news programming, and for which the "electronic news room" technique of captioning is unavailable.

(9) **Programming on New Networks.** Programming on a video programming network for the first four years after it begins operation, except that programming on a video programming network that was in operation less than four (4) years on January 1, 1998 is exempt until January 1, 2002.

(10) **Primarily Non-vocal Musical Programming.** Programming that consists primarily of non-vocal music.

(11) **Captioning Expense in Excess of 2% of Gross Revenues.** No video programming provider shall be required to expend any money to caption any video programming if such expenditure would exceed 2% of the gross revenues received from that channel during the previous calendar year.

(12) **Channels Producing Revenues of Under \$3,000,000.** No video programming provider shall be required to expend any money to caption any channel of video programming producing annual gross revenues of less than \$3,000,000 during the previous calendar year other than the obligation to pass through video programming already captioned when received pursuant to paragraph (c) of this section.

(13) **Locally Produced Educational Programming.** Instructional programming that is locally produced by public television stations for use in grades K-12 and post secondary schools.

*Dean Anderson*

864-208-9999

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**From:** Bill Crews [mailto:bill@selectbroadcasting.org]

**Sent:** Wednesday, November 02, 2011 4:58 PM

**To:** 'Dean Anderson'

**Subject:** CC

Dean,

Since this closed captioning issue is going to affect some of our programmers, I need to have a general price list for a 28:30 program.

Bill