

C6B-CC-1173



Federal Communications Commission
Office of the Secretary
ATTN: Disability Rights Office: Closed Captioning
445 12th Street SW
Washington, DC 20554

Received & Inspected
DEC 28 2011
FCC Mail Room

RE: REQUEST FOR EXEMPTION FROM COMMISSION'S CLOSED CAPTIONING RULES

NATURE AND COST

Victory Assembly of God (a 501c3 non-profit organization) airs its 30 minute program weekly on local NBC affiliate, KTVE NBC10. The airtime cost for airing this weekly program is \$300.00 per week. The production of this program relies entirely on volunteers.

IMPACT

We believe that if we were to be required to provide closed captioning that it will significantly hinder the non-profit efforts of the Church. Due to the nature of our programming schedule the cost to provide close captioning service would be approximately: \$297.50 per week. The cost to provide the closed captioning service would almost double our cost to air the program thereby prohibiting distribution of our programming on the basis of cost.

We do not use our program to advertise any type of service or product. Furthermore, as a community service we provide literature and media free of charge to callers who contact the church. In addition, our broadcast provides a platform for expanded exposure for the Church to provide our non-profit, community-based outreach services. If we were required to provide closed captioning then we would regrettably be forced to suspend our broadcast and this action would indubitably limit the effectiveness of our non-profit mission.



FINANCIAL RESOURCES

The broadcast is fully church member supported. Many members of the church choose to provide financial support for the church's broadcast. Presently, the average monthly rate of giving to the program is approximately \$1000.00. As stated above, the cost to purchase airtime is \$1,200.00 per month. At this time, the financial support base of the broadcast is not adequate to purchase airtime and to also provide closed captioning service.

TYPE OF OPERATIONS

Victory Assembly of God is a 501c3 non-profit church organization. In response to the principles of the Judeo-Christian tradition we provide spiritual encouragement and direction to our parishioners as well as relief to the underprivileged of our community. Our broadcast is an extension of our efforts.

CONCLUSION

It is our belief that the closed captioning requirement would severely inhibit our ability to provide our weekly broadcast to the public. Therefore, we respectfully request for relief in the form of an exemption on the basis of Part 79.1 Section D of the FCC's closed captioning requirements as requiring closed captioning would present an "undue financial burden". Furthermore, in the abundance of caution we also feel it necessary to cite Part 79.1 Section F of the FCC's closed captioning requirements. Our broadcast is locally produced non-news program with no repeat value. Our broadcast is of local public interest, is not a news program, and the "electronic news room" technique is not available.



For contact information giving more details on the above letter or for more information on the church, please contact:

Jeremy Ables

Victory Assembly of God Minister

jeremy@thevictorychurch.com

870-836-4440 ext. 5#

Victory Assembly of God

1283 US Hwy 278

Camden, AR. 71701

GENERAL AFFIDAVIT

STATE OF Arkansas

COUNTY OF Ouachita

PERSONALLY came and appeared before me, the undersigned Notary, the within named Jeremy C Ables, who is a resident of Ouachita County, State of Arkansas, and makes this his/her statement and General Affidavit upon oath and affirmation of belief and personal knowledge that the following matters, facts and things set forth are true and correct to the best of his/her knowledge:

The Information of this Affidavit and Attached document is for:
Victory Assembly of God Church
1283 Hwy. 278
Camden, AR. 71701

And created by:
Jeremy Ables
jeremy@thevictorychurch.com
870-836-4440

That the information on the attached "Request for Exemption from Commission's Closed Captioning Rules" is accurate and honest and is developed to be considered for exemption from closed Captioning due to the financial burden it would create on the entity Victory Assembly of God Church (a 501c3 non-profit organization) on it 30 weekly local airing of its church services via local station affiliate.

The attached document contains the information as requested on the guidelines of the undue burden section for exemption. The attached document of information has been compiled, filled out, and sent in by Jeremy Ables for Victory Assembly of God Church in Camden AR.

DATED this the 27th day of December, 2011.

Jeremy C Ables
Signature of Affiant

SWORN to and subscribed before me, this the 27th day of December, 2011.

Sharon Meador
NOTARY PUBLIC

My Commission Expires:
10-12-2019

