



Federal Communications Commission
Washington, D.C. 20554

October 17, 2012

Case Identifier: CGB-CC-0261

KICKS Ministries & Victory Harvest Church
Attn: Pastors Rick and Kim Robinson
PO Box 480
Sunbury, OH 43074

Re: *KICKS Club and Kid Wise*

Dear Pastors:

The Consumer and Governmental Affairs Bureau (CGB) of the Federal Communications Commission ("FCC") has reviewed your petition for exemption from the closed captioning rules. CGB has found that your petition is deficient because it does not contain the information needed for us to make a determination as to whether or not the FCC closed captioning requirements would be economically burdensome for you. Accordingly, as we explain below, we hereby dismiss your petition without prejudice to re-filing and require you to begin captioning within 90 days of the date of this letter.

Specifically, your petition included a verification that you attempted to obtain support for captioning from your video programming distributor. You also assert that you cannot raise funds to support captioning due to the FCC's children's programming regulations. As we informed you in our letter dated April 18, 2012, "The FCC's regulations limit the amount of commercial time during children's programs and some aspects of the presentation of commercials (*e.g.*, "host selling") but do not otherwise limit your ability to obtain financial support for closed captioning of these programs." Also, in our letter of April 18, 2012, we requested the submission of certain additional information which was not included in your letter dated May 15, 2012. (For your convenience, we have enclosed a copy of our April 18, 2012, letter.) As a result, we conclude that your petition lacks sufficient information for further processing. Therefore, your petition will not be placed on public notice. Accordingly, the FCC is hereby dismissing your petition and you are required to begin providing closed captions for the programming **by January 15, 2013**. Please note that this dismissal is without prejudice, which means you may file a new petition at any time containing the necessary information and documentation.

For your convenience, we have enclosed additional information that may help you better understand how the FCC processes individual requests for captioning exemptions. If you have additional questions pertaining to the filing of an exemption request, please contact the FCC's Disability Rights Office at captioningexemption@fcc.gov.

Roger Holberg
Attorney, Disability Rights Office
Consumer and Governmental Affairs Bureau

Enclosures