

CGB-CC-0269

COPY

BEFORE THE  
**Federal Communications Commission**  
Washington, D.C. 20554

In the Matter of

Los Angeles Unified School District )  
Video Programming Accountability )  
Updated Petition for Exemption )

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Federal Communications Commission  
Bureau / Office

To: Disability Rights Office, Room 3-B431

**REPLY TO CONSUMER GROUPS OPPOSITION  
TO EXEMPTION PETITION**

The Los Angeles Unified School District (hereafter "LAUSD") filed a Petition for Exemption (hereafter "Petition") of the closed captioning requirements based on "undue burden" as that term is defined in the Communications Act. The LAUSD Petition requested a blanket exemption or, alternatively, exemption based on a program-by-program review of the programs listed in Attachment 1.<sup>1</sup> Attachment 1 identifies 25 programs of which 21 are produced by LAUSD's noncommercial educational television station (KLCS, Los Angeles, California). Consumer Groups (a coalition of several entities serving the deaf and hard of hearing) filed an Opposition to the LAUSD Petition. LAUSD respectfully submits its Reply.

The exemption request asserted as the basis for the exemptions "undue burden." The evidence underlying "undue burden" was set forth throughout the Petition. Most noteworthy is the documentation reflecting ongoing BUDGET REDUCTIONS. Charlie Chi, the Financial Analyst for station KLCS provided a "Statement Under Penalty of

<sup>1</sup> See page immediately following Sabrina Thomas "Statement Under Penalty of Perjury".

Perjury”, which included data reflecting ongoing yearly budget reductions pertaining to the television station budget (Attachment 2).<sup>2</sup> Collectively, the budget reductions between 2000 and 2012-2013 totaled \$5,655,338 (Appendix A). The budget reduction for 2012-2013 is \$1,242,243, a 47% reduction. Indeed, the budget reduction for 2012-2013 alone stands as sufficient evidence to meet the “undue burden/economically burdensome” test.<sup>3</sup> Insofar as staff reductions (the consequence of budget reductions), there were 47 full-time staff employees in 2006 and 25 full-time staff employees in 2012 – a staff reduction of almost 50% over a six-year time span (Appendix B).

Separate and apart from the television station budget reductions, all five of the LAUSD basic divisions suffered ongoing reductions. Except for the year 2008 (wherein there was neither a reduction nor an increase), LAUSD suffered a budget reduction every year between 2000 and 2012.<sup>4</sup> The ongoing budget reductions constitute unimpeachable evidence of “undue burden/economically burdensome.”

Insofar as the Consumer Groups Opposition, it can best be characterized for what it chose to ignore. The LAUSD Petition addressed ALL of the statutory factors

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<sup>2</sup> Attachment 2 (following the Chi “Statement Under Penalty of Perjury) filed with the LAUSD July, 2012 Petition may not be entirely “readable.” A complete and updated “readable” document reflecting budget reductions is attached as Appendix A.

<sup>3</sup> As stated in the Petition, (a) the availability of new and carryover grant funds is already encumbered; (b) the entire budget is allocated to the operation of the station with no portion set aside for capital expenditures; and (c) the aforesaid offsets have not mitigated the adverse impact on station operations and do not equate to the budget reductions (Petition, p. 10). Moreover, for the years subsequent to FY 2012-2013, carryover grant funds will NOT be typical since the station will be forced to exhaust all available funds for fiscal year 2012-2013 due to the \$1,242,000 reduction for FY 2012-2013.

<sup>4</sup> Unlike Anglers for Christ Ministries, Inc., 54 CR 365 (2011), the “undue burden” analysis takes into account budget reductions for both LAUSD and the television station subdivision.

supported by documentation and “Statements Under Penalty of Perjury” as follows: “Type of Operation” (pp. 5-6); “Nature and Cost of Closed Captioning” (pp. 6-9, Sabrina Thomas Statement Under Penalty of Perjury, Attachment 2); “Financial Resources” (p. 10, Charlie Chi Statement Under Penalty of Perjury, Attachment 2); and “Impact of Additional Closed Captioning Requirements” (pp. 11-12). Conversely, wherein LAUSD provides factual information supported by documentation and “Statements Under Penalty of Perjury,” the Consumer Groups Opposition consists of standardized verbiage generally useable to oppose any matter, irrespective of the subject matter. Most important, the Opposition ignores the adverse impact of the budget reductions and the “Statements Under Penalty of Perjury” provided by Sabrina Thomas (the KLCS General Manager) and Charlie Chi (the station’s Financial Analyst) which affirmatively attest to the validity of the LAUSD Petition content.

The documentation and information set forth in the Petition, i.e., the budget reductions, the unpaid furlough days, the station’s staff reduction, and the shortened school year, individually and collectively, constitute (a) the evidence which underlies the terms “undue burden/economically burdensome” and (b) the consequence of the reductions. The information pertaining to the budget reductions for all of the LAUSD basic divisions (referenced in the instant LAUSD “Reply”) is supported by “Statements Under Penalty of Perjury” provided by Sabrina Thomas and Charlie Chi. As stated in the Summary of the Petition, television station KLCS exists “. . . for the purpose of educating students (in the classroom and at home) and providing information to adults. . . .” (p. 2).

The state of California is now and has been for several years in financial difficulty. BUT for the budget cuts, LAUSD would NOT have filed a Petition for Exemption.

LAUSD, the Consumer Groups and the Federal Communications Commission all concur that "... Congress intended the term 'economically burdensome' to be synonymous with the term 'undue burden' as defined by Section 713(e) of the Act and as interpreted and applied in Commission rules and precedent", (Interpretation of Economically Burdensome Standard, 56 CR 491, 2012). Section 713(e) of the Communications Act of 1934 as amended states, "The term 'undue burden' means significant difficulty or expense." The evidence underlying "undue burden/economically burdensome" is overwhelming, un rebuttable and based on Statements Under Penalty of Perjury. Succinctly stated, the Opposition does NOT address, does not challenge the basic reason for the LAUSD filing – the BUDGET reductions and/or "the significant difficulty or expense."<sup>5</sup>

Respectfully submitted



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Robert B. Jacobi  
**COHN AND MARKS, LLP**  
1920 N Street, N.W.  
Suite 300  
Washington, DC 20036  
(202) 452-4810  
Counsel to Los Angeles Unified School District

Dated: December 17, 2012

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<sup>5</sup> Consumer Groups' claim that the LAUSD exemption request is moot due to non-FCC laws is without merit. Consumer Groups makes no showing that as to whether, and to what extent, the laws that it cites apply to closed captioning of programming aired on television stations – an area specifically covered by the FCC rules. The issue in this case is whether an exemption is warranted under the applicable FCC rules. The Consumer Groups contention pertaining to the Commission's authority effectively would eliminate ALL exemption requests.

**Statement Under Penalty of Perjury**

My name is Sabrina Thomas, and I am General Manager of Station KLCS, Los Angeles, California, which is licensed to the Los Angeles Unified School District. I have held my current position of General Manager since July 2011.

I have directed our communications counsel to prepare the forgoing Reply to Consumer Groups Opposition to Exemption Petition as regards to Station KLCS' compliance with the Commission's closed captioning rules, effective January 1, 2006.

Following this Statement are two Appendices. Appendix A is a Year-by-Year KLCS-TV's Reductions. Appendix B is a Station Staff Roster as of June 2012. These Appendices were prepared by Station KLCS' Financial Analyst, Charlie Chi.

At my request, Thomas Taitt, KLCS Broadcast Compliance Specialist, and others on the staff of Station KLCS have assisted and have worked directly with our communications counsel in the preparation of the information in the Reply to Consumer Groups Opposition to Exemption Petition and the Attachments. I have read the Reply to Consumer Groups Opposition and information provided therein is true and correct to the best of my knowledge, information and belief.

Executed under penalty of perjury this 14<sup>th</sup> day of December, 2012.

  
\_\_\_\_\_  
Sabrina Thomas

### **Statement Under Penalty of Perjury**

My name is Charlie Chi, and I am the Financial Analyst of Station KLCS, Los Angeles, California, which is licensed and operated by the Los Angeles Unified School District (“LAUSD”). I have served in this capacity since October 8, 2001.

As Station KLCS’ Financial Analyst, I am responsible for the day to day management of the budget of Station KLCS, monitoring and reporting on the Station’s financial position and conformance to policies and procedures, and working with the LAUSD in the development of Station KLCS’ annual budget.

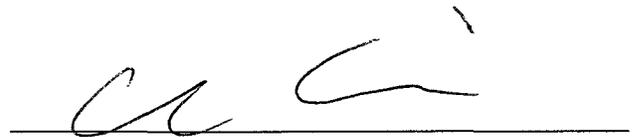
I received my B.S. degree in Business Administration, with an emphasis in International Finance from the University of Southern California in May 1992. Prior to taking my current position as Financial Analyst at Station KLCS, I worked in the private sector, mainly in business development and investments, and as an economic officer for the United States Department of State.

As directed by Sabrina Thomas, General Manager of Station KLCS, I prepared the financial information in Appendix A “Year By Year KLCS-TV’s Reductions”, and Appendix B “Station Staff Roster as of June , 2012” of the LAUSD Reply to Consumer Groups Opposition to Exemption Petition. The financial information in these documents was based on LAUSD’s Financial Reporting Database (“FRDB”) for the years 2000-2012. FRDB is LAUSD’s electronic system for reporting budgetary and spending activity. These reports are prepared by the LAUSD Budget Services Division, and are derived from the Superintendent of Schools’ Final Budget. I use FRDB during the course of my work at Station KLCS, and believe the data to be accurate

and reliable. In my opinion, the FRDB is the best source of descriptive budgetary information for Station KLCS. Appendix A “Year By Year KLCS-TV’s Reductions”, and Appendix B “Station Staff Roster as of June , 2012” were prepared based on the information in the FRDB, in order to assist the FCC in its analysis. They are supplied separately with this Statement.

I have read the Reply to Consumer Groups Opposition and the documentation and information provided therein is true and correct to the best of my knowledge, information and belief.

Executed under penalty of perjury this 14<sup>th</sup> day of December 2012.

A handwritten signature in black ink, appearing to read 'Charlie Chi', is written above a solid horizontal line.

Charlie Chi

# **APPENDIX A**

## **2000 – FY 2012-2013 REDUCTIONS**

2002 - 2003		202,326.00	202,326	
2003 - 2004		356,771.00	356,771	
2004 - 2005	467,087.00		467,087	4 + Studio Assts.
2005 - 2006	114,610.00	40,000.00	154,610	1
2006 - 2007	417,623.00	255,847.00	673,470	5
2007 - 2008	36,895.00		36,895	Studio Assts.
2008 - 2009			-	
2009 - 2010	519,420.00	208,790.00	728,210	7 + Prof Experts
2010 - 2011	562,590.00		562,590	6
2011 - 2012	100,220.00	160,840.00	261,060	3 Partial + Prof Experts
2012 - 2013	1,242,243.00		1,242,243	47% of 25 positions
<b>TOTAL</b>	<b>4,252,451.53</b>	<b># 1,402,867.00</b>	<b>5,655,338.53</b>	

**Year-by-year Details of KLCS-TV's Reductions**

1999 - 2000	1278	1301	87,980	POSITION CLOSED (COORDINATOR, ITV PRODUCTIONS)
1999 - 2000	1278	1301	68,457	POSITION CLOSED (COORDINATOR, CLASSROOM ITV)
1999 - 2000	1278	2201	77,277	POSITION CLOSED (DIRECTOR, NEWS AND PUBLIC AFFAIRS)
1999 - 2000	1278	2301	101,525	POSITION CLOSED (STATION MANAGER)
1999 - 2000	1278	2301	51,509	POSITION CLOSED (TELEVISION ART DIRECTOR)
1999 - 2000	1278	3900	69,728	ESTIMATED BENEFITS FOR CLOSED POSITIONS
			<u>456,476</u>	
2000 - 2001	1230	2301	26,735	POSITION CLOSED (MANAGER, ADULT EDUCATION NEWS)
2000 - 2001	1230	3900	6,405	POSITION CLOSED (MANAGER, ADULT EDUCATION NEWS)
2000 - 2001	1231	2301	26,735	POSITION CLOSED (MANAGER, ADULT EDUCATION NEWS)
2000 - 2001	1231	3900	6,405	POSITION CLOSED (MANAGER, ADULT EDUCATION NEWS)
2000 - 2001	1230	2301	49,283	POSITION CLOSED (DIRECTOR OF DEVELOPMENT)
2000 - 2001	1230	2301	68,653	POSITION CLOSED (SENIOR TELEVISION ENGINEER)
2000 - 2001	1230	2301	41,145	POSITION CLOSED (TELEVISION BROADCAST ASSISTANT)
2000 - 2001	1230	2301	58,279	POSITION CLOSED (TELEVISION ENGINEER)
2000 - 2001	1278	3900	51,647	ESTIMATED BENEFITS FOR POSITIONS IN PROG 1278
			<u>335,287</u>	
2001 - 2002	1278	5801	33,730	MID-YEAR BUDGET REDUCTION (ONGOING)
2001 - 2002	3117	6490	37,310	MID-YEAR BUDGET REDUCTION (ONGOING)
2001 - 2002	4470	4501	102,522	MID-YEAR BUDGET REDUCTION (ONGOING)
2001 - 2002	4470	5802	520	MID-YEAR BUDGET REDUCTION (ONGOING)
2001 - 2002	4470	5901	465	MID-YEAR BUDGET REDUCTION (ONGOING)
2001 - 2002	4691	4310	3,766	MID-YEAR BUDGET REDUCTION (ONGOING)
			<u>178,313</u>	
2002 - 2003	1278	5202	17,000	BUDGET REDUCTION (ONGOING)
2002 - 2003	1278	5801	85,326	BUDGET REDUCTION (ONGOING)
2002 - 2003	1278	7209	100,000	BUDGET REDUCTION (ONGOING)
			<u>202,326</u>	
2003 - 2004			333,000	COPS SAVINGS
2003 - 2004	1278	2302	1,331	BUDGET REDUCTION (ONGOING)
2003 - 2004	4470	4501	21,800	BUDGET REDUCTION (ONGOING)
2003 - 2004	4691	4501	640	BUDGET REDUCTION (ONGOING)
			<u>356,771</u>	
2004 - 2005	1278	1301	80,775	ADVSR, TEMP, MST - SPV
2004 - 2005	1278	2301	42,706	TV BROADCASTING ASSISTANT
2004 - 2005	1278	2301	67,517	TV ENGINEER
2004 - 2005	1278	3900	61,657	BENEFITS FOR POSITIONS
2004 - 2005	C538	1301	92,696	ADVSR, TEMP, MST - SPV
2004 - 2005	C538	3900	21,736	BENEFITS FOR POSITION
2004 - 2005	7026	2305	88,992	STUDIO ASSISTANTS SALARIES
2004 - 2005	7026	3900	11,008	STUDIO ASSISTANTS BENEFITS
			<u>467,087</u>	
2005 - 2006	1278	1301	92,342	CITV DIRECTOR
2005 - 2006	1278	3900	22,268	CITV DIRECTOR BENEFITS
2005 - 2006	1278	4501	40,000	SUPPLIES

2007 - 2008 7026

36,895 actual 2006 - 2007 reduction  
36,895

2009-2010	1231	4501	600	SUPPLIES
2009-2010	1231	4501	20,736	SUPPLIES
2009-2010	1231	4503	73	CUSTODIAL SUPPLIES
2009-2010	1278	2201 and 3900	131,080	CHIEF BROACASTING ENGINEER
2009-2010	1278	2301 and 3900	10,762	TELEVISION EDUCATION AIDE
2009-2010	1278	2301 and 3900	10,762	TELEVISION EDUCATION AIDE
2009-2010	1278	2301 and 3900	55,590	SECRETARY & (R)
2009-2010	1278	2301 and 3900	92,740	BROADCAST SYSTEMS OPERATOR
2009-2010	1278	2301 and 3900	72,179	TV BROADCASTING ASSISTANT
2009-2010	1278	2301 and 3900	72,179	TV BROADCASTING ASSISTANT
2009-2010	1278	2302	6,029	Overtime
2009-2010	1278	2303	8,939	RELIEF
2009-2010	1278	2903	59,160	APT:PROF.EXPERT -Classified
2009-2010	1278	4501	51,900	SUPPLIES
2009-2010	1278	5801	16,271	CONTRACT SERVICES
2009-2010	1278	6401	19,283	CAPITAL EQUIPMENT
2009-2010	1278	6401	73,600	CAPITAL EQUIPMENT
2009-2010	3880	5604	16,198	RENTAL OF EQUIPMENT
2009-2010	3880	5605	865	REPAIR OF EQUIPMENT
2009-2010	3880	5606	7,620	MAINTENANCE OF EQUIPMENT
2009-2010	3880	5801	92	CONTRACT SERVICES
2009-2010	3880	5901	1,552	TELEPHONE SERVICES
			<u>728,210</u>	

2010-2011	1278	2301 and 3900	110,828	BROADCAST SYSTEMS OPERATOR
2010-2011	1278	2301 and 3900	100,723	BROADCAST SYSTEMS OPERATOR
2010-2011	1278	2301 and 3900	91,663	BROADCAST SYSTEMS OPERATOR
2010-2011	1278	2301 and 3900	83,541	BROADCAST SYSTEMS OPERATOR
2010-2011	1278	2301 and 3900	83,541	BROADCAST SYSTEMS OPERATOR
2010-2011	1278	2301 and 3900	92,294	SENIOR ILLUSTRATOR
			<u>562,590</u>	

2011 - 2012	1278	2903	7,969	PROFESSIONAL EXPERTS
2011 - 2012	1278	2301 and 3900	32,717	TV PRODUCER-DIRECTOR REDUCED TO .75 FTE
2011 - 2012	1278	2301 and 3900	29,767	TV PRODUCER-DIRECTOR REDUCED TO .75 FTE
2011 - 2012	1278	2301 and 3900	29,767	TV PRODUCER-DIRECTOR REDUCED TO .75 FTE
2011 - 2012	1231	4501	600	GENERAL SUPPLIES
2011 - 2012	1231	4503	55	MAINTENANCE/OPERATIONS-SUPPLIE
2011 - 2012	3880	4501	3,302	GENERAL SUPPLIES
2011 - 2012	3880	6490	143,208	ALL OTHER EQUIPMENT
2011 - 2012	4691	4501	1,000	GENERAL SUPPLIES
2011 - 2012	7418	2305	12,675	OFFICE PERS SALARIES-SUBS/RELF
			<u>261,060</u>	

2012-2013	1278		<u>1,242,243</u>	47% of 25 positions
			1,242,243	

5,655,338 total cuts 2000 - 2013

**APPENDIX B**

**STATION STAFF ROSTER AS OF JUNE, 2012**

**As of 30 June 2004**

Bankston	592983	2113	Television Engineer
Carey	636042	2113	Television Engineer
Castellon	599390	2128	Videotape Library Assistant
Chi	757920	1106	Associate Financial Analyst
Cochran	677066	2125	Television Producer-Director
Copp	678842	2113	Television Engineer
Ekstedt	741210	1331	Accounting Technician II
Elovitz	197830	4491	Television Education Aide
Fernandez	576411	2116	Television Engineer Trainee
Ginzburg	674861	2113	Television Engineer
Glymph	256433	2133	General Manager
Harrill	676476	2113	Television Engineer
Heffron	754484	2125	Television Producer-Director
Hongphairoch	757926	2116	Television Engineer Trainee
Hutchinson	756858	4491	Television Education Aide
Kang	749265	5077	Assistant Administrative Analyst
Kibrick	758010	2125	Television Producer-Director
Lamkay	191992	0731	Director of Classroom Instructional Television
Mandy	754561	2115	Television Broadcasting Assistant
Martinez	658888	2113	Television Engineer
Mason	214320	2110	Chief Broadcast Engineer
Miller, C.L.	587671	2116	Television Engineer Trainee
Miller, M.	228777	2126	Senior Television Engineer
Montgomerie	692752	2116	Television Engineer Trainee
Montoya	508409	4614	Senior Illustrator
Neiman	685341	2838	Senior Office Assistant
Panah	754471	2115	Television Programming Associate (temp)
Perez, R.	730363	2117	Television Studio Assistant
Perez, T.	737976	2117	Videotape Library Assistant (temp)
Popkin	766273	2132	Dir of TV Engineering and Technical Operations
Quiñones	605038	2113	Television Engineer
Ramos	757948	2116	Television Engineer Trainee
Ratliff	241347	2800	Secretary
Reyes	709474	2167	On-air Promotions Producer
Salvas	775176	2117	Television Studio Assistant
Shand	681867	2113	Television Engineer
Sharp	597223	0707	Advisor, Instructional Television
Thomas	558123	2340	Director of Operations and Programming
Tsao	730569	5074	Administrative Analyst
vacant	na	2115	Television Broadcasting Assistant
vacant	na	2117	Television Studio Assistant
vacant	na	2123	Television Traffic Coordinator
vacant	na	2115	Television Broadcasting Assistant
vacant	na	2113	Television Engineer
Vasquez	585620	2113	Television Engineer
Watts	709497	2112	Television Maintenance Engineer
vacant	na	2113	Television Engineer (pre-creation)
vacant	na	2113	Television Engineer (pre-creation)
vacant	na	2125	Television Producer-Director (pre-creation)
vacant	na	5074	Administrative Analyst (pre-creation)

**As of 30 June 2005**

Bankston	592983	2113	Television Engineer
Blancas	754561	2115	Television Broadcasting Assistant
Carey	636042	2113	Television Engineer
Castellon	599390	2128	Television Broadcasting Assistant (temp)
Chi	757920	1106	Financial Analyst
Cochran	677066	2125	Television Producer-Director
Copp	678842	2113	Television Engineer
Ekstedt	741210	1331	Accounting Technician II
Elovitz	197830	4491	Television Education Aide
Fernandez	576411	2116	Television Engineer Trainee
Ginzburg	674861	2113	Television Engineer
Glymph	256433	2133	General Manager
Harrill	676476	2113	Television Engineer
Heffron	754484	2125	Television Producer-Director
Hongphairoch	757926	2116	Television Engineer Trainee
Hutchinson	756858	4491	Television Education Aide
Justice	172657	2406	Administrative Secretary I
Kang	749265	5077	Assistant Administrative Analyst
Kibrick	758010	2125	Television Producer-Director
Lamkay	191992	0731	Director of Classroom Instructional Television
Martinez	658888	2113	Television Engineer
Mason	214320	2110	Chief Broadcast Engineer
Miller, C.L.	587671	2116	Television Engineer Trainee
Montgomerie	692752	2116	Television Engineer Trainee
Montoya	508409	4614	Senior Illustrator
Neiman	685341	2838	Senior Office Assistant
Panah	754471	2115	Television Programming Associate (temp)
Perez, R.	730363	2117	Television Studio Assistant
Perez, T.	737976	2117	Digital Library Assistant (temp)
Popkin	766273	2132	Dir of TV Engineering and Technical Operations
Quiñones	605038	2113	Television Engineer
Ramos	757948	2116	Television Engineer Trainee
Reyes	709474	2167	On-air Promotions Producer
Salvas	775176	2117	Television Studio Assistant
Shand	681867	2113	Television Engineer
Thomas	558123	2340	Director of Operations and Programming
Tsao	730569	5074	Administrative Analyst
vacant	na	2117	Television Studio Assistant
vacant	na	2129	Multicast Services Coordinator
vacant	na	2800	Secretary
vacant	na	2128	Digital Library Assistant
Vasquez	585620	2113	Television Engineer
Watts	709497	2112	Television Maintenance Engineer
vacant	na	2113	Television Engineer (pre-creation)
vacant	na	2113	Television Engineer (pre-creation)
vacant	na	2125	Television Producer-Director (pre-creation)
vacant	na	5074	Administrative Analyst (pre-creation)

Positions cut from previous year:

Sharp	597223	0707	Advisor, Instructional Television
vacant	na	2115	Television Broadcasting Assistant
vacant	na	2113	Television Engineer
			studio assistants

**As of 30 June 2006**

Ekstedt	741210	1331	Accounting Technician II
Kang	749265	5077	Administrative Analyst
Tsao	730569	5074	Administrative Analyst
Justice	172657	2406	Administrative Secretary I
Bankston	592983	2113	Broadcast Systems Operator
Carey	636042	2113	Broadcast Systems Operator
Copp	678842	2113	Broadcast Systems Operator
Fernandez	576411	2116	Broadcast Systems Operator
Ginzburg	674861	2113	Broadcast Systems Operator
Harrill	676476	2113	Broadcast Systems Operator
Hongphairoch	757926	2116	Broadcast Systems Operator
Martinez	658888	2113	Broadcast Systems Operator
Miller, C.L.	587671	2116	Broadcast Systems Operator
Montgomerie	692752	2116	Broadcast Systems Operator
Quiñones	605038	2113	Broadcast Systems Operator
Ramos	757948	2116	Broadcast Systems Operator
Shand	681867	2113	Broadcast Systems Operator
Vasquez	585620	2113	Broadcast Systems Operator
Mason	214320	2110	Chief Broadcast Engineer
Castellon	599390	2117	Digital Library Assistant
Perez, T.	737976	2117	Digital Library Assistant (temp)
Popkin	766273	2132	Dir of TV Engineering and Technical Operations
Briseno	635790	0515	Director of Classroom Instructional Television
Thomas	558123	2340	Director of Operations and Programming
Chi	757920	1106	Financial Analyst
Glymph	256433	2133	General Manager
vacant	na	2129	Multicast Services Coordinator
Reyes	709474	2167	On-air Promotions Producer
Flores	803058	2800	Secretary
Montoya	508409	4614	Senior Illustrator
Neiman	685341	2838	Senior Office Assistant
Giri	803068	2115	Television Broadcast Assistant
Blancas	754561	2115	Television Broadcasting Assistant
Elovitz	197830	4491	Television Education Aide
Hutchinson	756858	4491	Television Education Aide
Watts	709497	2112	Television Maintenance Engineer
Cochran	677066	2125	Television Producer-Director
Heffron	754484	2125	Television Producer-Director
Kibrick	758010	2125	Television Producer-Director
Panah	754471	2115	Television Programming Associate (temp)
Morrison	797494	2117	Television Studio Assistant
Perez, R.	730363	2117	Television Studio Assistant
vacant	na	2117	Television Studio Assistant
vacant	na	2113	Broadcast Systems Operator
vacant	na	2113	Broadcast Systems Operator
vacant	na	2125	Television Producer-Director
vacant	na	5074	Administrative Analyst

Positions cut from previous year:

Lamkay	191992	0731	Director of Classroom Instructional Television
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**As of 30 June 2007**

Ekstedt	741210	1331	Accounting Technician II
vacant	na	5074	Administrative Analyst
Justice	172657	2406	Administrative Secretary I
Bankston	592983	2113	Broadcast Systems Operator
Carey	636042	2113	Broadcast Systems Operator
Copp	678842	2113	Broadcast Systems Operator
Fernandez	576411	2116	Broadcast Systems Operator
Ginzburg	674861	2113	Broadcast Systems Operator
Harrill	676476	2113	Broadcast Systems Operator
Hongphairoch	757926	2116	Broadcast Systems Operator
Martinez	658888	2113	Broadcast Systems Operator
Miller, C.L.	587671	2116	Broadcast Systems Operator
Montgomerie	692752	2116	Broadcast Systems Operator
Quiñones	605038	2113	Broadcast Systems Operator
Ramos	757948	2116	Broadcast Systems Operator
Shand	681867	2113	Broadcast Systems Operator
Vasquez	585620	2113	Broadcast Systems Operator
Mason	214320	2110	Chief Broadcast Engineer
Perez, T.	737976	2117	Digital Library Assistant
Popkin	766273	2132	Dir of TV Engineering and Technical Operations
Briseno	635790	0515	Director of Classroom Instructional Television
Thomas	558123	2340	Director of Operations and Programming
Chi	757920	1106	Financial Analyst
Glymph	256433	2133	General Manager
Castellon	599390	2129	Multicast Services Coordinator
Reyes	709474	2167	On-air Promotions Producer
vacant	na	2800	Secretary
Montoya	508409	4614	Senior Illustrator
Neiman	685341	2838	Senior Office Assistant
Giri	803068	2115	Television Broadcast Assistant
Blancas	754561	2115	Television Broadcasting Assistant
Elovitz	197830	4491	Television Education Aide
Hutchinson	756858	4491	Television Education Aide
Watts	709497	2112	Television Maintenance Engineer
Cochran	677066	2125	Television Producer-Director
Heffron	754484	2125	Television Producer-Director
Kibrick	758010	2125	Television Producer-Director
Flores	803058	2115	Television Programming Associate (temp)
Morrison	797494	2117	Television Studio Assistant
Perez, R.	730363	2117	Television Studio Assistant
Hernandez	926394	2117	Television Studio Assistant

Positions cut from previous year:

vacant	na	2113	Broadcast Systems Operator
vacant	na	2113	Broadcast Systems Operator
vacant	na	2125	Television Producer-Director
vacant	na	5074	Administrative Analyst
Castellon	599390	2117	Digital Library Assistant
Kang	749265	5077	Administrative Analyst

**As of 30 June 2008**

Ekstedt	741210	1331	Accounting Technician II
Taitt	803038	5074	Administrative Analyst
Justice	172657	2406	Administrative Secretary I
Bankston	592983	2113	Broadcast Systems Operator
Carey	636042	2113	Broadcast Systems Operator
Copp	678842	2113	Broadcast Systems Operator
Fernandez	576411	2116	Broadcast Systems Operator
Ginzburg	674861	2113	Broadcast Systems Operator
Harrill	676476	2113	Broadcast Systems Operator
Hongphairoch	757926	2116	Broadcast Systems Operator
Martinez	658888	2113	Broadcast Systems Operator
vacant	na	2116	Broadcast Systems Operator
Montgomerie	692752	2116	Broadcast Systems Operator
Quifiones	605038	2113	Broadcast Systems Operator
Ramos	757948	2116	Broadcast Systems Operator
Shand	681867	2113	Broadcast Systems Operator
Vasquez	585620	2113	Broadcast Systems Operator
Mason	214320	2110	Chief Broadcast Engineer
Perez, T.	737976	2117	Digital Library Assistant
Popkin	766273	2132	Dir of TV Engineering and Technical Operations
Briseno	635790	0515	Director of Classroom Instructional Television
Thomas	558123	2340	Director of Operations and Programming
Chi	757920	1106	Financial Analyst
Glymph	256433	2133	General Manager
Castellon	599390	2129	Multicast Services Coordinator
McKusky	559515	2129	Multicast Services Coordinator
Reyes	709474	2167	On-air Promotions Producer
vacant	na	2800	Secretary
Montoya	508409	4614	Senior Illustrator
Neiman	685341	2838	Senior Office Assistant
Giri	803068	2115	Television Broadcast Assistant
Blancas	754561	2115	Television Broadcasting Assistant
Elovitz	197830	4491	Television Education Aide
Hutchinson	756858	4491	Television Education Aide
Watts	709497	2112	Television Maintenance Engineer
Cochran	677066	2125	Television Producer-Director
Heffron	754484	2125	Television Producer-Director
Kibrick	758010	2125	Television Producer-Director
Flores	803058	2115	Television Programming Associate (temp)
Morrison	797494	2117	Television Studio Assistant
Perez, R.	730363	unknown	Administrative Intern I
Hernandez	926394	2117	Television Studio Assistant

Positions cut from previous year:

studio assistants

**As of 30 June 2009**

Ekstedt	741210	1331	Accounting Technician II
Taitt	803038	5074	Administrative Analyst
Justice	172657	2406	Administrative Secretary I
Bankston	592983	2113	Broadcast Systems Operator
Carey	636042	2113	Broadcast Systems Operator
Copp	678842	2113	Broadcast Systems Operator
Fernandez	576411	2116	Broadcast Systems Operator
Ginzburg	674861	2113	Broadcast Systems Operator
Harrill	676476	2113	Broadcast Systems Operator
Hongphairoch	757926	2116	Broadcast Systems Operator
Martinez	658888	2113	Broadcast Systems Operator
vacant	na	2116	Broadcast Systems Operator
Montgomerie	692752	2116	Broadcast Systems Operator
Quiñones	605038	2113	Broadcast Systems Operator
Ramos	757948	2116	Broadcast Systems Operator
Shand	681867	2113	Broadcast Systems Operator
Vasquez	585620	2113	Broadcast Systems Operator
Mason	214320	2110	Chief Broadcast Engineer
Perez, T.	737976	2117	Digital Library Assistant
Popkin	766273	2132	Dir of TV Engineering and Technical Operations
Briseno	635790	0515	Director of Classroom Instructional Television
Thomas	558123	2340	Director of Operations and Programming
Chi	757920	1106	Financial Analyst
Glymph	256433	2133	General Manager
Castellon	599390	2129	Multicast Services Coordinator
McKusky	559515	2129	Multicast Services Coordinator
Reyes	709474	2167	On-air Promotions Producer
vacant	na	2800	Secretary
Montoya	508409	4614	Senior Illustrator
Neiman	685341	2838	Senior Office Assistant
Giri	803068	2115	Television Broadcast Assistant
Blancas	754561	2115	Television Broadcasting Assistant
Elovitz	197830	4491	Television Education Aide
Hutchinson	756858	4491	Television Education Aide
Watts	709497	2112	Television Maintenance Engineer
Cochran	677066	2125	Television Producer-Director
Heffron	754484	2125	Television Producer-Director
Kibrick	758010	2125	Television Producer-Director
Flores	803058	2115	Television Programming Associate
Morrison	797494	2117	Television Studio Assistant
Perez, R.	730363	unknown	Administrative Intern I
Hernandez	926394	2117	Television Studio Assistant

Positions cut from previous year:

**As of 30 June 2010**

Ekstedt	741210	1331	Accounting Technician II
Taitt	803038	5074	Administrative Analyst
Justice	172657	2406	Administrative Secretary I
Bankston	592983	2113	Broadcast Systems Operator
Carey	636042	2113	Broadcast Systems Operator
Copp	678842	2113	Broadcast Systems Operator
Fernandez	576411	2116	Broadcast Systems Operator
Ginzburg	674861	2113	Broadcast Systems Operator
Harrill	676476	2113	Broadcast Systems Operator
Hongphairoch	757926	2116	Broadcast Systems Operator
Martinez	658888	2113	Broadcast Systems Operator
Montgomerie	692752	2116	Broadcast Systems Operator
Quiñones	605038	2113	Broadcast Systems Operator
Ramos	757948	2116	Broadcast Systems Operator
Shand	681867	2113	Broadcast Systems Operator
Vasquez	585620	2113	Broadcast Systems Operator
Perez, T.	737976	2117	Digital Library Assistant
Popkin	766273	2132	Dir of TV Engineering and Technical Operations
Briseno	635790	0515	Director of Classroom Instructional Television
Thomas	558123	2340	Director of Operations and Programming
Chi	757920	1106	Financial Analyst
Glymph	256433	2133	General Manager
Castellon	599390	2129	Multicast Services Coordinator
McKusky	559515	2129	Multicast Services Coordinator
Reyes	709474	2167	On-air Promotions Producer
Montoya	508409	4614	Senior Illustrator
Neiman	685341	2838	Senior Office Assistant
Watts	709497	2112	Television Maintenance Engineer
Cochran	677066	2125	Television Producer-Director
Heffron	754484	2125	Television Producer-Director
Kibrick	758010	2125	Television Producer-Director
Flores	803058	2115	Television Programming Associate

Positions cut from previous year:

Giri	803068	2115	Television Broadcast Assistant
Blancas	754561	2115	Television Broadcasting Assistant
Elovitz	197830	4491	Television Education Aide
Hutchinson	756858	4491	Television Education Aide
Morrison	797494	2117	Television Studio Assistant
Perez, R.	730363	unknown	Administrative Intern I
Hernandez	926394	2117	Television Studio Assistant
Mason	214320	2110	Chief Broadcast Engineer
vacant	na	2116	Broadcast Systems Operator
vacant	na	2800	Secretary

**As of 30 June 2011**

Ekstedt	741210	1331	Accounting Technician II
Baker	783761	5074	Administrative Analyst
Vasquez	585620	2113	Broadcast Systems Operator
Bankston	592983	2113	Broadcast Systems Operator
Quiñones	605038	2113	Broadcast Systems Operator
Carey	636042	2113	Broadcast Systems Operator
Martinez	658888	2113	Broadcast Systems Operator
Ginzburg	674861	2113	Broadcast Systems Operator
Harrill	676476	2113	Broadcast Systems Operator
Shand	681867	2113	Broadcast Systems Operator
Perez, T.	737976	2117	Digital Library Assistant
Popkin	766273	2132	Dir of TV Engineering and Technical Operations
Briseno	635790	0515	Director of Classroom Instructional Television
Thomas	558123	2340	Director of Operations and Programming
Chi	757920	1106	Financial Analyst
Glymph	256433	2133	General Manager
Castellon	599390	2129	Multicast Services Coordinator
McKusky	559515	2129	Multicast Services Coordinator
Reyes	709474	2167	On-air Promotions Producer
Neiman	685341	2838	Senior Office Assistant
Watts	709497	2112	Broadcast Engineer
Cochran	677066	2125	Television Producer-Director
Heffron	754484	2125	Television Producer-Director
Kibrick	758010	2125	Television Producer-Director
Flores	803058	2115	Television Programming Associate

Positions cut from previous year:

Montgomerie	692752	2116	Broadcast Systems Operator
Hongphairoch	757926	2116	Broadcast Systems Operator
Ramos	757948	2116	Broadcast Systems Operator
Copp	678842	2113	Broadcast Systems Operator
Fernandez	576411	2116	Broadcast Systems Operator
Montoya	508409	4614	Senior Illustrator
Justice	172657	2406	Administrative Secretary I

**As of 30 June 2012**

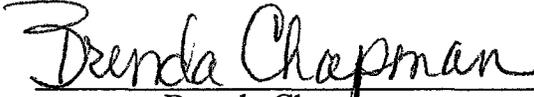
Ekstedt	741210	1331	Accounting Technician II
Taitt	803038	2147	Broadcast Compliance Specialist
Vasquez	585620	2113	Broadcast Systems Operator
Bankston	592983	2113	Broadcast Systems Operator
Marshall	605038	2113	Broadcast Systems Operator
Carey	636042	2113	Broadcast Systems Operator
Martinez	658888	2113	Broadcast Systems Operator
Ginzburg	674861	2113	Broadcast Systems Operator
Harrill	676476	2113	Broadcast Systems Operator
Shand	681867	2113	Broadcast Systems Operator
Perez, T.	737976	2117	Digital Library Assistant
Popkin	766273	2132	Dir of TV Engineering and Technical Operations
Briseno	635790	0515	Director of Classroom Instructional Television
vacant	na	2340	Director of Operations and Programming
Chi	757920	1106	Financial Analyst
Thomas	558123	2133	General Manager
Castellon	599390	2129	Multicast Services Coordinator
McKusky	559515	2129	Multicast Services Coordinator
Reyes	709474	2167	On-air Promotions Producer
Neiman	685341	2838	Senior Office Assistant
Watts	709497	2112	Broadcast Engineer
Cochran	677066	2125	Television Producer-Director
Heffron	754484	2125	Television Producer-Director
Kibrick	758010	2125	Television Producer-Director
Flores	803058	2115	Television Programming Associate

**CERTIFICATE OF SERVICE**

I, Brenda Chapman, hereby certify that on this 17<sup>th</sup> day of December 2012, a copy of the foregoing "Reply to Consumer Groups Opposition to Exemption Petition" was delivered via first class, U.S. mail, postage prepaid to the following:

Claude L. Stout  
Executive Director  
Telecommunications for the Deaf and Hard of Hearing, Inc.  
8630 Fenton Street  
Suite 121  
Silver Spring, Maryland 20910

Blake E. Reid  
Institute for Public Representation  
Georgetown Law  
600 New Jersey Avenue, N.W.  
Washington, D.C. 20001

  
\_\_\_\_\_  
Brenda Chapman