



Federal Communications Commission
Washington, D.C. 20554

CG 06-181

March 6, 2013

Case Identifier: CGB-CC-0471

Hype413, Inc.
Attn: Nicole Woodruff
100 South Broad Street
Suite 2121
Philadelphia, PA 19110

Dear Ms. Woodruff:

This is in reference to your petition for an exemption from the Federal Communications Commission's (FCC's) closed captioning requirements for video programming. You filed your initial petition on March 13, 2006, and filed an updated petition on June 18, 2012.

In your June 18, 2012, filing you requested confidential treatment for your financial information. However, the redacted version of your financial information you provided had all data blacked out. We advised you by letter dated August 1, 2012, that the "public version" of your request must contain sufficient documentation to support your claim that closed captioning would be economically burdensome. Accordingly, our letter continued, "some information regarding your inability to afford closed captioning would need to be included in the redacted version." We notified you that this information was required to be filed by August 31, 2012. We received your August 28, 2012, response but that filing did not contain any financial information that could be made publicly available.

Before we take further action regarding your petition we are providing you with another opportunity to provide us with a redacted version of your financial showing that can be made public that does provide the public with sufficient information so that it can comment on your financial status in the event we place your petition on Public Notice.

Finally, you state that captioning would cost you from \$325 to \$400 per episode and that that the program runs daily. Based on the information you provided, we are unable to estimate the annual cost to caption your program. Please provide us with an estimate of the annual cost to caption your program and the basis for that estimate (*e.g.*, number of episodes produced annually multiplied by the estimated cost to caption each episode).

If you wish to proceed with your petition, you must provide this information by **April 5, 2013**, which is thirty (30) days from the date of this letter. Your response **must be accompanied by an affidavit** (*i.e.*, a written sworn statement made under oath before an official attesting to the truthfulness and accuracy of the material in your response) **or be signed under penalty of perjury**. If we do not receive this information by **April 5, 2013**, or the information you do provide is insufficient to meet this requirement, your petition will be dismissed without prejudice ninety (90) days from the date of this letter, **on June 4, 2013**, and you will have to begin captioning your programming **on June 5, 2013**.

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