



August 5, 2013

Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

*Re: In the Matter of Accessibility of User Interfaces, and Video Programming
Guides and Menus, MB Docket No. 12-108, Notice of Proposed Rulemaking (FCC 13-77)*

Dear Commissioners:

DATV (Dayton Access Television) submits this letter in the above-referenced rulemaking proceeding (NPRM) in support of the comments filed by the Alliance for Community Media; the Alliance for Communications Democracy; Montgomery County, Maryland; and the National Association of Counties, National Association of Telecommunications Officers and Advisors & U.S. Conference of Mayors.

DATV is the local, nonprofit community television station serving the city of Dayton, Ohio and surrounding communities. DATV operates two community television channels on the Time Warner system in Dayton, Ohio; DATV-public access, and DSTV-Dayton Spiritual Television which has over 80 churches producing weekly programming.

In 2012, nearly 4,400 new programs were carried on our channels and though we currently do not provide closed captioning for any of our programs, we stand in support of the many access channels across the country that do. Unfortunately, the on screen video programming guide for many of these channels does not provide a label or symbol indicating that their programs have closed caption. As a result, viewers cannot determine from the programming guide what access programs are accessible to those with auditory disabilities.

Another concern we have is the carriage and or treatment of our channels on AT&T's U-verse service as it relates to visually impaired viewers. Unlike traditional channel selection, where a person can select a particular channel by remembering the channel number, AT&T relegates all PEG channels to channel 99. Afterwards, a person navigates to their chosen channel via a menu style process. The question arises, how can the visually impaired navigate to their desired access channel in this manner? Another question yet arises, why are PEG channels allowed to be treated any differently than linear channels on their system including local broadcast? We feel the services we provide are as important as those provided by other channels on the system and deserve equal respect and treatment.

We urge the Commission to require AT&T to provide its U-verse subscribers with access and functionality to PEG programming that is consistent to that of the linear commercial programming channels on its system. Thank you for providing me with the opportunity to submit my comments.

Sincerely

A handwritten signature in black ink that reads "Steve Ross". The signature is fluid and cursive, with the first name "Steve" and last name "Ross" clearly legible.

Steve Ross
Executive Director, DATV
937-223-5311