



Federal Communications Commission  
Washington, D.C. 20554

February 11, 2014

WSBS Licensing, Inc.  
c/o Lerman Senter, PLLC  
Attn: Nancy A. Ory  
2000 K Street NW, Suite 600  
Washington, DC 20006

Re: Case Identifier: CGB-CC-0837  
CG Docket No. 06-181  
Petition for Closed Captioning Exemption  
Dismissal of Petition

Dear Ms. Ory:

The Consumer and Governmental Affairs Bureau (Bureau) of the Federal Communications Commission (FCC) advises you that, for the reasons stated below, your above-referenced petition for exemption from the FCC's closed captioning rules has been dismissed as incomplete.

The Bureau advised you by letter dated September 26, 2013, that, unless you submitted the information and materials outlined in the Bureau's letter that were missing from your petition by October 28, 2013, your petition would be dismissed.<sup>1</sup> As cautioned in the Bureau's letter, your petition is dismissed without prejudice as of the date of this letter, on February 11, 2014, because you did not submit two documented captioning quotes and other specific information about the costs associated with captioning your program.

Additionally, we note that your undocumented estimates for closed captioning appear to be in excess of the two-percent of annual gross revenue limit on captioning expenditures for a channel of programming contained in Section 79.1(d)(11) of the Commission's rules (47 C.F.R. § 79.1(d)(11)). Please be advised that this captioning exemption is "self-implementing" and does not require prior Commission approval. However, the exemption does not apply until after two-percent of the gross revenues received from that channel during the previous calendar year have been expended on closed captioning.

We remind you that, as also noted in the Bureau's letter, with this dismissal, you must comply with the FCC's closed captioning requirements contained in Part 79 of the FCC's rules with regard to the programming that was the subject of your petition.

Please visit <http://www.fcc.gov/encyclopedia/economically-burdensome-exemption-closed-captioning-requirements> for specific information that must be provided in a petition for

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<sup>1</sup> All of the information and materials noted in the Bureau's letter is required. *Anglers for Christ Ministries, Inc.*, Memorandum Opinion and Order, Order, and Notice of Proposed Rulemaking, FCC 11-159, 26 FCC Rcd 14941, 14955-6, ¶ 28 (2011).

exemption from the closed captioning requirements. If you have questions pertaining to this matter, please contact the FCC's Disability Rights Office at [captioningexemption@fcc.gov](mailto:captioningexemption@fcc.gov).

Sincerely,

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