



Federal Communications Commission
Washington, D.C. 20554

February 12, 2014

Centroamerica TV, LLC
c/o Ken Tolle
Launch Pad Media Advisors, PC
1127 Auraria Parkway, Ste. 103(b)
Denver, CO 80204

Re: Case Identifier: CGB-CC-1321
CG Docket No. 06-181
Petition for Closed Captioning Exemption
Request for Supplemental Information

Dear Mr. Tolle:

This letter concerns the Petition for Exemption by Centroamerica TV, LLC, from the Federal Communications Commission's ("FCC's") closed captioning requirements. After reviewing your client's Petition, the Consumer & Governmental Affairs Bureau (Bureau) has determined that additional information, as set forth below, is required to enable us to determine whether the programming noted in your client's Petition should be exempted from the FCC's closed captioning requirements because captioning such programming would be economically burdensome to your client.

Your client's Petition included information about the name of your client's program, describes the type of your client's overall operation and the impact of captioning on your client's operation and program, verification that captioning assistance was sought from video programming distributors and other sponsorship sources. We conclude, however, that because your client's Petition is missing required information, we cannot take further action on your client's Petition.

If you wish for your client's Petition to receive further consideration for a closed captioning exemption, you must supplement your client's Petition by providing us with the information described below **by March 14, 2014**, which is 30 days from the date of this letter:

- Documented captioning quotes that are specific to the channel for which the exemption is requested.
- Your client's financial resources.
 - Provide information about all income and all expenses for your client's organization, as follows:

paid within one year; the balance of any credit cards as of the last day of the year; and unpaid bills as of the last day of the year (utility bills, and medical bills).

- Examples of current liabilities for a corporation: accounts payable; accrued liabilities; notes payable; current portion of long-term debt; and taxes payable.
- Affidavit or declaration. Your client's submission must contain a detailed, full showing, supported by a signed affidavit or sworn declaration attesting to the truthfulness and accuracy of the information and representations contained in your client's submission. An affidavit is a written statement made under oath, before an official who is authorized to administer oaths, such as a notary public or county clerk. A declaration is a written statement made under penalty of perjury, such as "I declare under penalty of perjury that the information contained in this submission is true and correct." (See 47 C.F.R. § 1.16.)

Your client may also provide other information that you deem relevant to our determination of your client's exemption request pertaining to the impact that captioning will have on your client's program or programming activities and any available alternatives that might constitute a reasonable substitute for the closed captioning requirements including, but not limited to, text or graphic display of the content of the audio portion of the programming.

Because of the public nature of FCC proceedings, your client's submission, as well as any supporting financial or other information provided, will be available for inspection by the general public. If your client's submission contains some specific information that you would like not to be made routinely available for public inspection, you client may request its "confidential treatment, pursuant to FCC rules. (See 47 C.F.R. § 0.459.). If your client seeks such treatment, your client must identify the *specific* information which your client would not like to be made available to the general public and provide the basis for your client's request, for example, that the information is proprietary financial information, contains a trade secret, or is legally privileged. Also describe how disclosing the information to the general public may cause your client substantial competitive harm. Your client must also submit a second version of your client's submission with the confidential information redacted (removed or blacked out). This second version must be submitted along with your client's request for confidential treatment. The redacted version (*i.e.*, the version that does not contain the confidential information) will be disclosed publicly. If your client's request for confidential treatment is granted, the "public version" of your client's submission must still contain sufficient documentation to support your client's claim that closed captioning would be economically burdensome. This documentation is needed so that members of the public have notice of the basis for your client's exemption request and can comment on its merits.

If the Bureau determines that your client's Petition, as supplemented by your client's response to this letter, provides sufficient information upon which to make a determination of whether or not to grant a closed captioning exemption, we will place your client's Petition on public notice under Docket No. 06-181 at <http://fjallfoss.fcc.gov/ecfs>. Members of the public will then have 30 days to file comments on and/or oppositions to your Petition, including the supplemental information your client has provided in response to this letter, after which your client will have 20 days to respond. At the end of this timeframe, the Bureau will review your client's Petition, along with any comments and responses received, to determine whether your client have demonstrated that providing closed captions would be economically burdensome. If Bureau denies your client's Petition, you will have ninety (90) days from the date of your client's notification of the denial to begin captioning.

If you do not supplement your client's Petition with all of the updated information and documentation requested in this letter within thirty (30) days of the date of this letter, we will conclude that your client have failed to support your exemption request with adequate explanation and evidence, and will dismiss your client's Petition. In the event of such dismissal, your client's organization will be required to begin providing closed captioning for your client's program(s) within ninety (90) days of the date of our notification to you that your client's Petition has been dismissed.

If you have questions pertaining to this letter or the information and materials requested herein, please contact the FCC's Disability Rights Office at captioningexemption@fcc.gov.



Suzy Rosen Singleton
Attorney, Disability Rights Office
Consumer and Governmental Affairs Bureau

Instructions for Filing a Supplement to a Closed Captioning Exemption Petition

You must send the FCC an original and two (2) copies of the information supplementing your previously filed petition for a closed captioning exemption. Filings must be delivered by hand or messenger service, commercial overnight courier, or by first class or overnight U.S. Postal Service mail.

For delivery by hand or messenger service, U.S. Postal Service mail, including express mail, priority mail, and first class mail, please use the following address:

Office of the Secretary
Federal Communications Commission
Attention: Disability Rights Office, Room 3-C438
445 12th Street, SW
Washington, DC 20554

For commercial overnight mail, such as Federal Express or United Parcel Service, please use the following address:

Office of the Secretary
Federal Communications Commission
Attention: Disability Rights Office, Room 3-C438
9300 East Hampton Drive
Capitol Heights, MD 20743

Electronic filing and faxes of supplements to petitions will not be accepted at this time.

Please wait *at least two weeks* before contacting FCC staff to make inquiries about whether your supplement has been received. **You must include your case identifier number, which is located at the top of this letter, in all correspondence with the FCC regarding your petition.**