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Federal Communications Commission
Washington, D.C. 20554

May 30, 2014

Alan J. Rasmussen
Control Track, Inc.
P.O. Box 560124
Orlando, FL 32856-0124

Re: Case Identifier: CGB-CC-0584
CG Docket No. 06-181
Petition for Closed Captioning Exemption
Request for Supplemental Information

Dear Mr. Rasmussen:

This letter concerns your Petition for exemption from the Federal Communications Commission's (FCC's) closed captioning requirements. After reviewing your Petition and the supplemental information you provided in response to the Commission's letter dated September 26, 2013, the FCC's Consumer and Governmental Affairs Bureau (Bureau) has determined that you have provided almost all of the information requested in the Commission's letter. Specifically, the relatively minor amount of information set forth below is required to complete your Petition and enable us to determine whether the programming that is the subject of your Petition should be exempt from the FCC's closed captioning requirements because captioning such programming would be economically burdensome to your organization.

Accordingly, for the Bureau to complete its consideration of your Petition, we request that you provide the following supplemental information **by June 30, 2014**, which is 30 days from the date of this letter. You must send your supplemental information by e-mail to captioningexemption@fcc.gov.

- The nature and cost of the closed captions for the programming. Information about your organization's costs associated with closed captioning each specific program for which you are requesting an exemption, and your efforts to find companies that can provide captioning at a reasonable cost.

    - Documentation for two or more recent quotes you received from closed captioning services to provide closed captioning specifically for each program. "Recent" means a quote you obtained not earlier than one year prior to the Bureau's September 26, 2013 letter.

      You have not satisfied this requirement. You provided one recent quote from Video Caption Corporation to provide closed captioning specifically for your program. You also provided generic information from Country World Productions about the cost of closed captioning, but that information was undated and not specific to your program. You must provide documentation for at least one more recent quote from a closed captioning service provider to provide closed captioning specifically for your program.

- For each of the quotes received, an estimate of your annual cost to caption your program(s). For example, multiply the cost to caption each of your program episodes by the number of program episodes to be produced in one year.

  You have not satisfied this requirement. You included an estimate of your annual cost to caption your program based on the Video Caption Corporation estimate. You must provide an estimate of your annual cost to caption your program based on at least one more captioning quote for which you provide documentation.

Affidavit or declaration. In addition, your supplemental submission must be supported by a signed and sworn affidavit or signed declaration made under penalty of perjury attesting to the truthfulness and accuracy of the information and representations contained in your 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.)

If the Bureau determines that your Petition, as supplemented by your 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 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 you have provided in response to this letter, after which you will have 20 days to respond. At the end of this timeframe, the Bureau will review your Petition, along with any comments and responses received, to determine whether you have demonstrated that providing closed captions would be economically burdensome. If the Bureau denies your Petition, you will have 90 days from the date of your notification of the denial to begin captioning.

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

E. Elaine Gardner
Attorney, Disability Rights Office
Consumer and Governmental Affairs Bureau

cc: Commenters to Petition

Instructions for Filing a Supplement to a Closed Captioning Exemption Petition

As of April 30, 2014, you must send the FCC your supplemental information by e-mail to captioningexemption@fcc.gov. Petitions and supplemental materials may not be filed directly on the FCC's Electronic Comment Filing System (ECFS). At this time, the FCC's e-mail system does not accept attachments in the form of .ZIP files or file sizes larger than 13.3 megabytes. If a petitioner has concerns that its file size will exceed this limitation, please contact captioningexemption@fcc.gov. Because the FCC will upload petitions and any supporting information and documentation to ECFS, petitioners must follow the ECFS document format guidelines (http://apps.fcc.gov/ecfs/userManual/upload/documents.jsp) when sending petitions, supporting information, and documentation via e-mail. For more information about this electronic filing procedure, visit http://www.fcc.gov/encyclopedia/economically-burdensome-exemption-closed-captioning-requirements.

You must include your case identifier number, which is located at the top of this letter, and CG Docket Number 06-181 in all correspondence with the FCC regarding your petition.