

**Before the  
Federal Communications Commission  
Washington, D.C. 20554**

In the Matter of	)	
	)	
VAN BUREN FIRST ASSEMBLY OF GOD	)	Case Identifier: CGB-CC-0045
	)	CG Docket No. 06-181
Petition for Exemption Pursuant to	)	
Section 79.1(f) of the Commission's Rules	)	

Directed to: Office of the Secretary  
Attention: Disability Rights Office, Room 3-C438  
Consumer and Governmental Affairs Bureau

**FURTHER SUPPLEMENT TO PETITION FOR WAIVER OF CLOSED CAPTIONING  
RULES**

Van Buren First Assembly of God ("Van Buren"), by its attorneys and pursuant to Section 79.1(f) of the Commission's Rules, hereby respectfully submits its Further Supplement to its request for waiver of the Commission's rules and policies requiring closed captioning for all new video programming broadcast on television for Van Buren's program "Reach Out." This Further Supplement is being submitted in response to a letter dated May 30, 2014, from E. Elaine Gardner, Attorney, Disability Rights Office, which requested further information. In response thereto, please see the attached Declaration of Torin L. Johnson, which provides the requested information.

In consideration of the attached information, together with that previously presented, Van Buren respectfully requests a waiver of the Commission's closed captioning rules as set forth in its Petition.

Respectfully submitted,

VAN BUREN FIRST ASSEMBLY OF GOD

By:   
Anne Goodwin Crump

Its Counsel

FLETCHER, HEALD & HILDRETH, P.L.C.  
1300 N. 17<sup>th</sup> Street - Eleventh Floor  
Arlington, Virginia 22209  
(703) 812-0400

June 27, 2014

I, Torin L. Johnson, hereby declare and state as follows:

I am the Associate Pastor and Youth Pastor of First Assembly of God, Van Buren, AR. In my position, I am responsible for the production and airing of the weekly, half-hour program "Reach Out."

We have received a letter from the Commission requesting two or more recent quotes for closed captioning services and estimates of the annual costs of closed captioning based upon those quotes. Attached hereto is documentation reflecting current quotes obtained on June 11, 2014, and June 16, 2014, for closed captioning services, as well as estimates of the annual cost of captioning services to our church as calculated based on each quote.

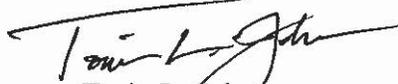
Additionally, the Commission letter requests further information as to solicitations of closed captioning sponsorships from sources of revenue other than the "Reach Out" program distributor. As stated in our waiver request and other previously submitted information, our organization has solicited funds to support and defray the costs of our television ministry generally, which would include the costs of closed captioning, but with little success. These solicitations have taken the form of appeals both to the congregation and aired during the program, but they have not elicited any significantly increased giving for the television ministry.

Funding of any program of this organization is currently derived from the donations and tithes given from the congregation of First Assembly of God. It is not the practice of our organization or Pastor to call around to or otherwise solicit businesses or individuals outside the church for any needs. Rather, when ministries are in need of funds, the Pastor presents the specific need to the church as a whole, and if individuals or businesses feel called to sponsor that need then they do so.

Following receipt of the Commission letter requesting further information, the Pastor did present the need for funding for closed captioning to the congregation. Thus far, no one has come forward to provide or offer to provide support for the closed captioning expenses. We will continue to seek funds to support our television ministry and to make it more accessible to hearing-impaired members of the community, but based on past experience and in light of the longstanding economic hard times in Arkansas, we are dubious that we will be able to attract significant additional funding specifically for captioning. Given all of the costs involved, the addition of closed captioning would add sufficient costs as to make the production and broadcast of the program prohibitively expensive and would require the church to terminate the broadcasts altogether. While the costs of captioning by themselves might not seem exorbitant, the incremental cost added to the other costs of the program would take the total amount beyond what is currently sustainable. As stated in previous petitions and currently, the church budget is already stretched thin, and the addition of further substantial costs simply could not be supported at this time.

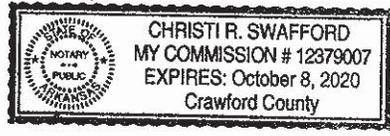
I hereby declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

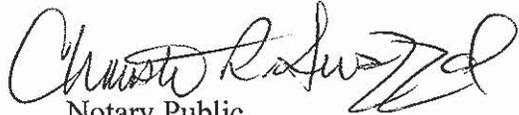
Dated this 27<sup>th</sup> day of June, 2014.

  
Torin L. Johnson

Affiant

Before me, the undersigned authority in and for Crawford County  
and Arkansas State personally appeared TORIN L. JOHNSON  
(Affiant) who is known to me and who sworn to and subscribed before me this  
27<sup>th</sup> day of June 2014.



  
Notary Public

10-8-2020  
My Commission Expires

Annual Estimate for Closed Captioning of Programs

Company: KARK

Closed Captioning Cost: \$60 per episode

Delivery Cost: \$20 per episode for digital delivery

Weekly Total: \$80 per episode

Annual Total: \$80/episode X 52 episodes/year = \$4,160 annually



Christie Swafford <cswafford@vbfirst.com>

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## Program/Closed Caption

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**Chad Beckham** <CBeckham@kark.com>  
To: Christie Swafford <cswafford@vbfirst.com>

Mon, Jun 16, 2014 at 2:02 PM

Hi!

Yes, the price of \$60 is still available through the end of this year and then we have to wait and see if our company is raising their prices at the beginning of next year.

In order for us to do it, the show has to be here on Wednesday's b/c they are captioned on Thursday mornings.

I am sorry to hear everything got fried. I know how you feel as we had a computer virus in 2009 that completely wiped everything out and it's tough to rebuild from scratch.

If I can be of further assistance please let me know.

Thanks!

CB

Chad Beckham

Director of Sales

KARK-TV, NBC, Little Rock, AR

KLRT-TV, FOX, Little Rock, AR

KARZ-TV, My Network, Little Rock, AR

KASN-TV, CW, Little Rock, AR

Phone: 501.340.4427

Fax: 501.340.4953

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**From:** Christie Swafford [mailto:cswafford@vbfirst.com]

**Sent:** Monday, June 16, 2014 1:12 PM

**To:** Chad Beckham

**Subject:** Program/Closed Caption

[Quoted text hidden]

Annual Estimate for Closed Captioning of Programs

Company: Caption Labs

Closed Captioning Cost: \$145 per episode

Delivery Cost: \$35 per episode for digital delivery

Weekly Total: \$180 per episode

Annual Total:  $\$180/\text{episode} \times 52 \text{ episodes/year} = \$9,360$  annually



Christie Swafford &lt;cswafford@vbfirst.com&gt;

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## Closed Caption Quote

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**Ben Kalb** <bkalb@mediaimages.com>  
To: Christie Swafford <cswafford@vbfirst.com>

Wed, Jun 11, 2014 at 3:17 PM

Hi Christie --

Thanks for contacting us! I've attached a quote for you, it's a special ministry discount pricing that we are currently offering.

Would you mind setting up a phone call so we can discuss your current workflow and I can answer any questions you may have about our services?

Thanks!

**Ben Kalb**  
CaptionLabs

phone: 614-310-1300 ext. 105

twitter: @captionlabs

facebook: facebook.com/closedcaptioning

blog: www.closedcaptioning.net

web: www.captionlabs.com

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**From:** "Adam Grover" <agrover@mediaimages.com>  
**To:** "Christie Swafford" <cswafford@vbfirst.com>  
**Cc:** "Ben Kalb" <bkalb@mediaimages.com>  
**Sent:** Wednesday, June 11, 2014 4:08:13 PM  
**Subject:** Re: Closed Caption Quote

[Quoted text hidden]

# First Assembly of God

## Closed Captioning & Digital Delivery Proposal

### Closed Captioning

#### Standard Roll-Up – 28:30 Program

\$145/ep

*CaptionLabs will transcribe, format and synchronize the Closed Captions to the audio/video track. Roll-Up caption style will be used and chevrons (>>) will be used to identify different speakers. Quality checks are performed by both the transcriber and caption editor, resulting in accuracy of 99.5% or better.*

### Digital Delivery

#### Pricing

StationDrop 30 Minutes – SD

\$35/delivery

StationDrop 30 Minutes – HD

\$65/delivery

HD – SD Downconversion

**Fee Waived**

Station Setup

**Fee Waived**

#### Format

*Programs can be delivered in either HD or SD, based on station or network preferences. Downconvert options such as center cut and letterbox are available for HD to SD conversions.*



**captionlabs**<sup>TM</sup>  
A MEDIA SANDBOX COMPANY

CaptionLabs, LLC  
Columbus, Ohio  
614-310-1300  
[www.CaptionLabs.com](http://www.CaptionLabs.com)

## Stations

*Most stations and networks now support Digital Delivery, making StationDrop an obvious solution over shipping video tape. Many networks and stations are already receiving programming through StationDrop; however, there may be some stations that are not currently configured for digital delivery. Configuration and testing with those networks usually takes an average of 2 weeks.*

*The following is a partial list of stations currently utilizing StationDrop Digital Delivery.*

Daystar	GEB America	CTN
Impact	INSP	FamilyNet
TBN	TCC	NRB
Word	LeSEA (WHT)	Cornerstone

## Benefits

*Both programmers and stations receive benefit from using Digital Delivery*

### For The Programmer:

- *Faster delivery*
- *No VTRs or tape stock to purchase*
- *All Digital = Better Quality!*

### For The Station:

- *Saves Labor – No tapes to ingest*
- *Reduces dependence on tape & VTRs*
- *All Digital = Better Quality!*



**captionlabs**<sup>™</sup>  
A MEDIA SANDBOX COMPANY

CaptionLabs, LLC  
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614-310-1300  
[www.CaptionLabs.com](http://www.CaptionLabs.com)

Annual Estimate for Closed Captioning of Programs

Company: Dynamic Captioning

Closed Captioning Cost: \$170 per episode

Delivery Cost: \$20 per episode for digital delivery

Weekly Total: \$190 per episode

Annual Total: \$190/episode X 52 episodes/year = \$9,880 annually



Christie Swafford <cswafford@vbfirst.com>

## Closed Captioning Inquiry

**Brenda Clark** <brenda.clark@dynamiccaptioning.com>

Mon, Jun 16, 2014 at 1:10 PM

To: cswafford@vbfirst.com, Greg Wolf <Greg.Wolf@dynamiccaptioning.com>

Christi Swafford  
 First Assembly of God  
 1014 Fayetteville Road  
 Van Buren, Arkansas 72956

479-474-7573

Good Afternoon Ms. Swafford:

Thank you for your inquiry regarding our closed captioning services. We are happy to provide pricing for your weekly program in standard roll-up format. We have also provided pricing for a realtime captioning option. You will find a snapshot of the pricing below and I have also attached a printable document for your records.

# First Assembly of God Van Buren, Arkansas 2014 Proposal

Program Length (Minutes)	Offline & Real time Captioning	
	Roll-up Captioning	Realtime (Live) Captioning
	Per Program	Per Program
30 Minutes	\$170	\$60

We would be happy to discuss the mechanics involved on either of these products. Please let us know if you have

any questions. We look forward to hearing from you!

Kindest regards,

**Brenda Clark**

Sr. Vice President, Operations

**Dynamic Captioning**

4650 N Breton CT SE

Grand Rapids, MI 49508

616.871.1295 616-460-7599

Brenda.Clark@DynamicCaptioning.com

www.DynamicCaptioning.com



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 **First Assembly of God - Van Buren Arkansas Project Pricing.pdf**  
343K

Annual Estimate for Closed Captioning of Programs

Company: VITAC

Closed Captioning Cost: \$125 per episode

Delivery Cost: \$100 per episode for DVD (plus shipping) or upload of digital file via FTP (no shipping)

Weekly Total: \$225 per episode

Annual Total: \$225/episode X 52 episodes/year = \$11,700 annually



Christie Swafford &lt;cswafford@vbfirst.com&gt;

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**VITAC\_Caption Quote**

1 message

**Maggie McDermott** <Maggie.McDermott@vitac.com>

Mon, Jun 16, 2014 at 5:59 PM

To: "cswafford@vbfirst.com" &lt;cswafford@vbfirst.com&gt;

Hi Christi,

Thanks for your request for a quote. To follow-up here's two options to close caption your weekly service.

**Option #1 – Ship DVD**

Create Roll-Up Closed Captions (30) minute program = \$125

Encode Closed Captions to DVD = \$100

Total: \$225/per program x 52 weeks = \$11,700 annually

+ Shipping costs not included

**Option #2 – Upload Digital File via FTP**

Create Roll-Up Closed Captions (30) minute program = \$125

Encode Closed Captions to DVD = \$100

Total: \$225/per program x 52 weeks = \$11,700 annually

No shipping costs

**Option #2 – Captions Only**

Create Roll-Up Closed Captions (30) minute program = \$125 x 52 = \$6,500

For this option, you'd need to upload a low-resolution video proxy to ftp site. We'd create a caption file and return it for you to encoding to your digital file.

I will give you a call tomorrow to review your options.

Best,

Maggie

Maggie McDermott

Vice President, Sales

**VITAC**

*A Merrill Communications Company*

**Captioning. Done. Right.**

4605 Lankershim Blvd., Suite 250

North Hollywood, CA 91602

Ofc: 818-755-0410

Cell: 310-994-6549 [www.vitac.com](http://www.vitac.com)