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To Whom It May Concern:

WPBS-DT certifies that their closed captioning services to be provided hereunder are compliant with applicable U.S. federal law, including, but not limited to, the “best practices” approach as adopted in the FCC report and order on February 20, 2014, in the matter of CG Docket No. 05-231, understood to be a discussion and recommendations related to, but also not necessarily limited to, accuracy, synchronicity, completeness and placement.

FCC mandated Closed Captioning regulations state that “Video programming providers are not required to spend any money to caption programs on any channel that produces less than \$3 million in annual revenues.” WPBS-DT’s annual operating budget is less than \$3 million; thus, we are exempt from FCC mandated Online Closed Captioning requirements. The closed-captioning of certain live and live-to-tape series would be financially burdensome for WPBS-DT. However, WPBS-DT makes every effort when possible and feasible to provide captions for programs both for air and for online viewing.

Please also note: Closed captioning is not required for **video programming that is: (1) locally produced by the video programming distributor; (2) has no repeat value** (is not worth showing more than one time); **(3) is of local public interest; (4) is not news programming; and (4) cannot be captioned using the “electronic news room” technique of captioning.** The FCC intended that this exception to the closed captioning rules would “apply only to a **limited class of truly local materials**, including, for example, local parades, local high school and other nonprofessional sports, live unscripted local talk shows, and community theatre productions.” **FCC 1997 Report & Order at ¶ 158.**

Sincerely,

A handwritten signature in black ink that reads "Tracy DuFlo". The signature is written in a cursive, flowing style.

Tracy DuFlo
Director of Production
WPBS-DT