



## VIDEO PROGRAMMING CAPTIONING CERTIFICATION

2nd Quarter – 2023

AXS TV (“Network”) hereby certifies that all full length programming delivered for the period of April 1, 2023 through June 30, 2023 for transmission using Internet protocol (“IP-Delivered Video”) was captioned in a manner designed to adhere to the amounts, tolerances and exemptions in Sections 79.1 and 79.4 of the rules of the Federal Communications Commission codified at 47 C.F.R. §§ 79.1 & 79.4 (the “FCC Rules”), including without limitation, that the programs contain captions of at least the same quality as the captions provided for the programming when previously delivered for viewing on television, **except for** any category of programming or individual programs accompanied by a Captioning Exception Notice in the form attached as Exhibit A indicating the reason(s) captioning was not required.

AXS TV

By: Anthony Cicione

Anthony Cicione

SVP Operations

**EXHIBIT A**

**IP-DELIVERED VIDEO PROGRAMMING CAPTIONING EXCEPTION**

**NOTICE FOR 3rd Quarter 2020**

In reference to the Captioning Certification provided by AXS TV ("Network") as of October 1, 2019, the following programming/program will be delivered during the above-stated calendar quarter without captions (or without captions useable for online distribution) for the indicated reasons. For purposes of this Captioning Exception Notice, the "Rules" shall mean Sections 79.1 and 79.4 of the rules of the Federal Communications Commission codified at 47 C.F.R. §§ 79.1 & 79.4, and the FCC Orders promulgating such regulations, including 77 Fed. Reg. 19480 (Mar. 30, 2012).

**Programming/Program(s):**  N/A  (identify as fully as possible)

- captions not yet required for the content type (i.e., live/near-live, prerecorded-and-edited, archival) (79.4(b))
- content is not "full length video programming" (for example, is only clips/outtakes) (79.4(b))
- programming has not aired previously on television in the U.S. (79.4(b))
- captions are not required because it:
  - is other than English- or Spanish-language (79.1(d)(3))
  - is primarily textual (79.1(d)(4))
  - aired exclusively in late-night hours (79.1(d)(5))
  - is an interstitial, promotional announcement or PSA of 10 minutes or less (79.1(d)(6))
  - is Educational Broadband Service programming (79.1(d)(7))
  - is locally produced non-news programming with no repeat value (79.1(d)(8))
  - appeared exclusively on a "new network" for which captioning not yet required (79.1(d)(9))
  - is primarily non-vocal musical material (79.1(d)(10))
  - captioning expense is/was in excess of 2% gross revenues (79.1(d)(11))
  - appeared exclusively on a channel producing revenues of less than \$3,000,000 (79.1(d)(12))
  - is locally produced educational programming (79.1(d)(13))
  - is subject to application for an economic burden exception (attach application) (79.1(f)(11))
  - is subject to a grant of an economic burden exception (attach FCC order) (79.1(f))
  - is "pre-rule" programming that never appeared on television with captions
- Other: \_\_\_\_\_