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15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA

18 NATIONAL FEDERATION OF THE
19 BLIND, the NATIONAL FEDERATION OF
20 THE BLIND OF CALIFORNIA, on behalf of
21 their members and all others similarly situated,
22 and BRUCE F. SEXTON, on behalf of himself
23 and all others similarly situated,

24 Plaintiffs,

25 v.

26 TARGET CORPORATION

27 Defendant.

Case No.: C 06-01802 MHP

CLASS ACTION

**PLAINTIFFS' STATEMENT OF NON-
OPPOSITION TO DEFENDANT'S
MOTION TO SHORTEN TIME AND
REQUEST FOR RELIEF FROM
BRIEFING SCHEDULE**

Hearing Date: April 12, 2007

Time: 2:30 PM

Judge: The Hon. Marilyn Hall Patel

1 Having read Defendant’s motion for summary judgment and supporting papers, Plaintiffs
 2 do not oppose Defendant’s request that the Court hear Defendant’s motion, on shortened time, on
 3 April 12, 2007. However, given that Plaintiffs will be busy working on their reply papers in
 4 support of their pending motions for class certification and bifurcation, and given the substantial
 5 overlap of issues among the various motions, Plaintiffs respectfully ask the Court to allow
 6 Plaintiffs an additional week to file their opposition to Defendant’s motion for summary
 7 judgment. Plaintiffs propose the following briefing/hearing schedule for the pending motions in
 8 this case:

9 Date	Event
10 March 29, 2007 11	Plaintiffs’ Opposition to Summary Judgment Due
12 March 29, 2007 13	Plaintiffs’ Reply in Support of Class Certification and Bifurcation Due
14 April 5, 2007 15	Defendant’s Reply in Support of Summary Judgment Due
16 April 12, 2007, 2:30pm 17	Hearing on Motions for Class Certification, Bifurcation, and Summary Judgment

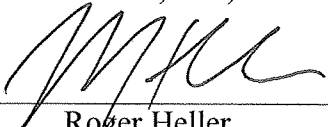
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 19 Defendant has indicated to Plaintiffs that it does not oppose Plaintiffs’ request to the
 20 Court to set the briefing schedule as set forth above.

21 This proposed schedule would coordinate the filing of Plaintiffs’ reply in support of their
 22 motions for class certification and bifurcation with the filing of Plaintiffs’ opposition to
 23 Defendant’s motion for summary judgment. This proposed schedule would not prejudice
 24 Defendant, who would still have one week to respond to Plaintiffs’ opposition to their summary
 25 judgment motion. Plaintiffs recognize, however, that this proposed schedule would allow the
 26 Court only 7 days between receiving Defendant’s reply in support of its summary judgment
 27 motion and the hearing on that motion, rather than the standard 14 days.
 28

1 Plaintiffs respectfully ask the Court to adopt the briefing/hearing schedule above, but in
2 any event, do not oppose Defendant's current motion to shorten time. Plaintiffs do not ask the
3 Court to change the briefing schedule in any way that would change the April 12, 2007 hearing
4 date for the pending motions.

5
6 DATED: *March 13, 2007*

Respectfully submitted,
DISABILITY RIGHTS ADVOCATES
SCHNEIDER & WALLACE
BROWN, GOLDSTEIN & LEVY, LLP
PETER BLANCK, J.D., Ph.D.

By: 

Roger Heller
Attorney for Plaintiff

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