LAURENCE W. PARADIS (California Bar No. 122336)
ROGER N. HELLER (California Bar No. 215348)
DISABILITY RIGHTS ADVOCATES
2001 Center Street, Third Floor
Berkeley, California 94704
Telephone: (510) 665-8644
Facsimile: (510) 665-8511
TTY: (510) 665-8716

JOSHUA KONECKY (California Bar No. 182897)
RACHEL BRILL (California Bar No. 233294)
SCHNEIDER & WALLACE
180 Montgomery Street, Suite 2000
San Francisco, CA 94104
Telephone: (415) 421-7100
Fax: (415) 421-7105
TTY: (415) 421-1655

DANIEL F. GOLDSTEIN (*pro hac vice*)
BROWN, GOLDSTEIN & LEVY, LLP
120 E. Baltimore St., Suite 1700
Baltimore, MD 21202
Telephone: (410) 962-1030
Fax: (410) 385-0869

PETER BLANCK (*pro hac vice*)
900 S. Crouse Ave.
Crouse-Hinds Hall, Suite 300
Syracuse, NY 13244-2130
Telephone: (315) 443-9703
Fax: (315) 443-9725

DISABILITY RIGHTS ADVOCATES
2001 Center Street, Third Floor
Berkeley, CA 94704-1204
(510) 665-8644

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

NATIONAL FEDERATION OF THE BLIND, the NATIONAL FEDERATION OF THE BLIND OF CALIFORNIA, on behalf of their members and all others similarly situated, and BRUCE F. SEXTON, on behalf of himself and all others similarly situated,

Plaintiffs,

v.

TARGET CORPORATION

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

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

Date	**Event**
March 29, 2007	Plaintiffs' Opposition to Summary Judgment Due
March 29, 2007	Plaintiffs' Reply in Support of Class Certification and Bifurcation Due
April 5, 2007	Defendant's Reply in Support of Summary Judgment Due
April 12, 2007, 2:30pm	Hearing on Motions for Class Certification, Bifurcation, and Summary Judgment

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

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

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

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

DISABILITY RIGHTS ADVOCATES
2001 Center Street, Third Floor
Berkeley, CA 94704-1204
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