

EXHIBIT A

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10 Attorneys for Defendant
TARGET CORPORATION

11
12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA

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16 NATIONAL FEDERATION OF THE BLIND,
the NATIONAL FEDERATION OF THE BLIND
17 OF CALIFORNIA, on behalf of their members,
and Bruce F. Sexton, on behalf of himself and all
18 others similarly situated,

19 Plaintiffs,

20 v.

21 TARGET CORPORATION and DOES ONE-
TEN,

22 Defendant.
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Case No. C06-01802 MHP

**JOINT STIPULATION AND
[PROPOSED] ORDER GRANTING
DEFENDANT TARGET
CORPORATION ADMINISTRATIVE
RELIEF FROM GENERAL ORDER
56 AND LEAVE UNDER THE
COURT'S STANDING ORDER FOR
THE LIMITED PURPOSE OF
FILING A MOTION TO DISMISS
UNDER FRCP 12(b)(6)**

[Local Rule 7-11]

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RECITALS

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2 1. On February 7, 2006, Plaintiffs filed the action captioned above in the Superior
3 Court of California, County of Alameda. Their original complaint generally alleged that the
4 defendant Target Corporation's ("Target") website located at www.target.com, cannot be
5 accessed by blind individuals in violation of the Unruh Civil Rights Act, Cal. Civ. Code § 51
6 ("Unruh Act"), the California Disabled Persons Act, Cal. Civ. Code § 54 *et seq.* ("Disabled
7 Persons Act").

8 2. On March 8, 2006, Target removed this action from the Superior Court of
9 California, County of Alameda to this Court. Thereafter, on March 15, 2006, Target filed and
10 served its motion to dismiss all claims in Plaintiffs' complaint.

11 3. On March 24, 2006, this action was reassigned from Magistrate Judge Zimmerman
12 to this Court.

13 4. On March 30, 2006, Plaintiffs filed their Amended Complaint in this action. As is
14 relevant here, the Amended Complaint continues to allege that Target's website is inaccessible in
15 violation of the Unruh Act and the Disabled Persons Act. Plaintiffs, however, added a new claim
16 for relief under Title III of the Americans with Disabilities Act, 42 U.S.C. §§ 12101 *et seq.*
17 ("ADA"), in which they allege that Target's website is also inaccessible to blind persons in
18 violation of the ADA.

19 5. Now that Plaintiffs have asserted a claim for relief under the ADA, General Order
20 56 applies to this case. Paragraph 2 of General Order 56 stays all discovery and proceedings in
21 this case, except a joint inspection and initial disclosures required by Federal Rule of Civil
22 Procedure 26(a), unless this Court orders otherwise.

23 6. This Court's Standing Order No. 4 provides that "[m]otions to dismiss shall not be
24 filed before the Initial Case Management Conference except by leave of court." Pursuant to
25 General Order 56, an Initial Case Management Conference will not be set until after the parties
26 have held a joint "premises inspection," a settlement meeting following the premises inspection,
27 and a mediation session. (General Order 56, ¶¶ 3, 4, and 6.)

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3. Target shall have 10 court days after entry of this order to file its 12(b)(6) motion.

Dated: April __, 2006

ROBERT A. NAEVE
DAVID F. MCDOWELL
MICHAEL J. BOSTROM
MORRISON & FOERSTER LLP

By: _____
Robert A. Naeve

Attorneys for Defendant
TARGET CORPORATION

Dated: April __, 2006

DISABILITY RIGHTS ADVOCATES
SCHNEIDER & WALLACE
BROWN, GOLDSTEIN & LEVY, LLP

By: _____
Laurence W. Paradis

Attorneys for Plaintiffs

PURSUANT TO STIPULATION, IT IS SO ORDERED

Dated April __, 2006

Honorable Marilyn Hall Patel
United States District Court Judge

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