

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 BRUCE SEXTON, on behalf
of himself and all others
similarly situated,

Plaintiffs,

vs.

Case No.

C06-01802 MHP

TARGET CORPORATION,

Defendant.

Deposition of

SHARON MANEKI

June 21, 2007

SHARI MOSS & ASSOCIATES
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Reported By:

Nancy P. Richmond, RPR

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DEPOSITION OF SHARON MANEKI
THURSDAY, JUNE 21, 2007

EXAMINATION BY: PAGE:
MR. KLESTOFF..... 4

EXHIBITS: DESCRIPTION: PAGE:

(NO EXHIBITS MARKED AT THIS TIME.)

1 BE IT REMEMBERED that, pursuant to the laws
2 governing the taking and use of depositions, and
3 on Thursday, June 21, 2007, commencing at 1:30
4 p.m., thereof, at the Law Offices of Brown,
5 Goldstein & Levy, 120 E. Baltimore Street, Suite
6 1700, Baltimore, Maryland 21202, before me, Nancy
7 P. Richmond, Registered Professional Reporter and
8 Notary Public for the State of Maryland,
9 personally appeared.

SHARON MANEKI

a witness, called for examination, having been
first duly sworn, was examined and testified as
follows:

EXAMINATION BY MR. KLESTOFF:

Q. Good afternoon, Ms. Maneki. As I said
earlier, my name's Alexei Klestoff, and I'm from
the law firm of Morrison & Foerster, and we
represent Target Corporation in this lawsuit. Can
you please state your name for the record?

A. Sharon Maneki.

Q. And I'm going to talk a little bit about
procedure. Your testimony is under oath today, as
if you were giving testimony in court. I'm going

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to ask you questions, and you give me answers to
the best of your ability. If any questions aren't
clear, feel free to let me know.

If you want to take a break, just let me
know. I just ask that if there's a question
pending, that you answer my question before we
take our break.

Is there any reason you couldn't testify
fully and truthfully today?

A. No.

Q. Have you ever been deposed before?

A. Yes.

Q. How many times?

A. Once.

Q. And when was that?

A. It was sometime this year, February,
March. I don't know.

Q. What type of case was it?

A. It was about voting systems.

Q. What did you do to prepare for the
deposition today?

A. I talked to Dan.

Q. Did you review any documents?

A. I reviewed my statement that I made
earlier.

1 Q. Okay. Can you give me a brief rundown
 2 of your educational background, please?
 3 A. I have a master's in history.
 4 Q. And can you give me a rundown of your
 5 employment history?
 6 A. I currently work for the Department of
 7 Defense. I've been there for 22 years. Then
 8 there was a period of time where did I this and
 9 that; that was about two years. And then before
 10 that, I was a high school teacher for 15 years.
 11 Q. What is your current position at the
 12 Department of Defense?
 13 A. I'm a research analyst.
 14 Q. I'm going to talk a little bit about the
 15 declaration that you submitted in this suit. In
 16 your declaration, you say you use a screen reader
 17 to access the Internet, among other programs. Do
 18 you use other programs to access the Internet?
 19 A. No.
 20 Q. What type of screen reader do you use?
 21 A. JAWS.
 22 Q. Do you know what the version is?
 23 A. Well, at work I use six, but I just got
 24 seven a few days ago, and at home I have eight.
 25 Q. Have you used multiple versions over

1 Q. When was that?
 2 A. 2000 or 2001, I'm not precisely sure
 3 which year it was.
 4 Q. And was it a private trainer, or was it
 5 an organization that you used?
 6 MR. GOLDSTEIN: Object to the form.
 7 A. Do you want to know --
 8 Q. What type of trainer did you use?
 9 A. It was a company. The government paid
 10 for it.
 11 Q. Do you remember the name of the company?
 12 A. Bartimeus Group.
 13 Q. Do you use any other screen readers?
 14 A. No, not now. I did prior to JAWS.
 15 Q. What screen reader was that?
 16 A. It was for DOS. It was ASAP, and before
 17 that it was PC Vert.
 18 Q. When was that?
 19 A. Pardon me?
 20 Q. When was that?
 21 A. When was what?
 22 Q. When did you use those two programs?
 23 A. Well, PC Vert I used in 1985, and I
 24 don't know how long I used that; a couple of
 25 years. And then after that, I used ASAP. I think

1 time?
 2 A. Yes.
 3 Q. Do you remember how many versions of
 4 JAWS you've used in the past?
 5 A. No.
 6 Q. Have you used these past versions to
 7 access the Internet?
 8 A. Yes.
 9 Q. Have you noticed any differences in the
 10 capability of it in accessing the Internet over
 11 time?
 12 A. Yes.
 13 Q. What sort of differences?
 14 A. Well, JAWS introduced things to make it
 15 easier. They have put in commands to make the
 16 links, you know, more of a list. They did things
 17 to make it read better.
 18 Q. And by read better, what do you mean?
 19 A. Stay in the column it's supposed to stay
 20 in.
 21 Q. How would you describe your skill level
 22 with JAWS?
 23 A. I know the basics.
 24 Q. How did you learn to use JAWS?
 25 A. I had a trainer.

1 that's what it was called. I'm not really sure if
 2 it was called ASAP or -- I think that's what it
 3 was called, though.
 4 Q. When did you begin using JAWS?
 5 A. About 2000 or maybe it was 2001. I'm
 6 not sure.
 7 Q. Have you had any problems with JAWS in
 8 the past?
 9 A. What do you mean?
 10 Q. Any problems using the program?
 11 A. Well, it depends on the item that you're
 12 using it with.
 13 Q. Can you explain what you mean?
 14 A. Well, I don't know that it's a problem
 15 with JAWS. There are problems because of where
 16 you're going or what you're trying to use.
 17 Q. By where you're going, are you --
 18 A. I mean, it's a problem with the website
 19 or a problem with the database, you know, if
 20 they're not compatible with JAWS.
 21 Q. Have you encountered any problems that
 22 you can attribute specifically to JAWS and not to
 23 the particular website that you're using?
 24 A. I wouldn't know.
 25 Q. How long have you been using the

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1 Internet?
 2 A. Since around 2000 or 2001.
 3 Q. And how often do you use the Internet?
 4 A. Almost every day.
 5 Q. What types of things do you use the
 6 Internet for?
 7 A. E-mail, go to a few websites.
 8 Q. Which websites do you visit, generally?
 9 A. NFB.org, NFB-MD, and then it depends.
 10 Sometimes I do some research.
 11 Q. What types of research do you do?
 12 A. Look things up. You know, sometimes I
 13 want to find a newspaper article. Sometimes I
 14 want to find facts about one thing or another,
 15 look in the, you know, encyclopedia, kind of
 16 things.
 17 Q. Do you use the Internet to shop?
 18 A. A little.
 19 Q. By a little, what do you mean? How
 20 often?
 21 A. A few times a year.
 22 Q. A few times a year. And during those
 23 times, are you primarily making purchases online
 24 or viewing the website in order to go to the
 25 store?

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1 A. Both.
 2 Q. Both. Do you make online purchases more
 3 or less often than -- strike that. When you
 4 access websites to shop, do you make more
 5 online -- sorry. Strike that.
 6 Let's go back to your declaration. It
 7 says that you often shop at physical retail
 8 stores. How often do you shop at physical stores?
 9 A. Oh, I'd say every month.
 10 Q. Would you say once a month or more?
 11 A. At least once a month.
 12 Q. So is it fair to say that you make
 13 purchases in physical stores more often than you
 14 make online purchases?
 15 A. Yes.
 16 Q. You also say in your declaration that
 17 you sometimes will go to a website and review
 18 information about the products that they sell in
 19 the store. How often do you do that?
 20 A. For particular occasions when I'm
 21 looking for something. I'd say, you know, once or
 22 twice a year.
 23 Q. Once or twice a year?
 24 A. Yeah.
 25 Q. Have you ever made a purchase in the

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1 physical store without going to the store's
 2 website first?
 3 A. Yes.
 4 Q. What stores' websites do you access?
 5 A. Well, Bed, Bath & Beyond, I have.
 6 Target, I have. Harry & David. They're the ones
 7 that come to mind.
 8 Q. Are those all that you can remember?
 9 MR. GOLDSTEIN: Objection. She said
 10 it's all that comes to mind.
 11 Q. How often do you access Bed, Bath &
 12 Beyond, the website?
 13 A. Not much.
 14 Q. Is it once a year or more than that?
 15 A. It might be once a year.
 16 Q. And you, in your declaration, you
 17 specifically mention a time when you have accessed
 18 Bed, Bath & Beyond to see if they carry certain
 19 pots that you wanted. Did you end up buying those
 20 pots?
 21 A. Yes.
 22 Q. Where did you buy them?
 23 A. Well, I bought them online, because Bed,
 24 Bath & Beyond sent me to the actual company. The
 25 name of the pots were All-clad, and Bed, Bath &

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1 Beyond didn't have it, so they sent me to that
 2 website.
 3 Q. Did you have any problems accessing Bed,
 4 Bath & Beyond's website?
 5 A. No.
 6 Q. Did you have any problems accessing
 7 All-clad's website?
 8 A. Not that I can remember.
 9 Q. You also mentioned that you visit Harry
 10 & David's website. Do you have any problems
 11 accessing that website?
 12 A. I -- I can access it. Sometimes I've
 13 had trouble completing the sale, so I've had to
 14 call them up on the phone, complete it on the
 15 phone.
 16 Q. What was the specific problem with
 17 completing the sale?
 18 A. I think the website just wouldn't
 19 cooperate. It wouldn't -- I couldn't get to -- I
 20 don't know, you know, but it was easier to just
 21 call them up on the phone.
 22 I mean, I found what I wanted to find.
 23 Just couldn't get it ordered.
 24 Q. Let's move on to Target's website.
 25 Actually, let's talk about Target in general. In

1 your declaration, you say that you visit Target
 2 retail stores regularly, and then you say that you
 3 generally visit a Target store every one or two
 4 months; is that correct?
 5 A. Yes.
 6 Q. When was the last time you visited a
 7 Target store?
 8 A. Few weeks ago.
 9 Q. Were you able to purchase what you
 10 wanted?
 11 A. No.
 12 Q. Why not?
 13 A. It wasn't there.
 14 Q. Okay. Did you ask for assistance?
 15 A. I brought someone with me to look.
 16 Q. And you also say in your declaration
 17 that you visit Target stores in Columbia and
 18 Ellicott City. Do you visit any other Target
 19 stores?
 20 A. No.
 21 Q. What types of things do you shop for at
 22 Target?
 23 A. Toys for my grand-nieces, small gifts
 24 for Christmas, like cookies and candy, and
 25 sometimes videos.

1 Q. Have you asked for assistance from a
 2 store clerk when you've visited a Target store?
 3 A. Yes.
 4 Q. Have you gotten that assistance?
 5 A. To some degree.
 6 Q. Now let's move on to your -- the times
 7 that you've accessed Target's website. In your
 8 declaration you say that you found Target's
 9 website to be extremely difficult to navigate
 10 using a screen reader. Can you explain a little
 11 bit more about why it is extremely difficult to
 12 navigate?
 13 A. Well, I have found that I can't get
 14 beyond a certain point. In other words, I can get
 15 to the home page, and maybe I can get one level
 16 down, but then I can't -- I can't get to the
 17 particular items.
 18 And when you want to -- you know, you
 19 hear information, but you can't find it. Like it
 20 will say categories of items, and then you can't
 21 get to the categories. Or it says a category, but
 22 you can't get to the prices, because it says
 23 graphic, it says image map.
 24 Q. Have you ever made a purchase on
 25 Target's website?

1 Q. Do you shop for groceries at Target?
 2 A. No.
 3 Q. Do you know if the Targets you visit
 4 sell groceries?
 5 A. I know they sell snacks.
 6 Q. Okay. Do you know if they sell produce
 7 items?
 8 A. I don't think so.
 9 Q. Going back to the last time that you
 10 visited the Target store, did you log onto
 11 Target's website before you went to the store?
 12 A. No.
 13 Q. Why do you shop at Target?
 14 A. Good bargains.
 15 Q. Any other reasons?
 16 A. It's a good place for toys.
 17 Q. Are those all the reasons you can
 18 remember?
 19 A. Hm-hmm.
 20 Q. When you go to a Target store, are you
 21 generally able to find what you're looking for?
 22 MR. GOLDSTEIN: You mean if it's in
 23 stock?
 24 Q. Assuming it's in stock.
 25 A. Yes.

1 A. No.
 2 Q. In your declaration, it says you've
 3 tried to access Target's website approximately
 4 four or five times; is that correct?
 5 A. Well, it might really be three.
 6 Q. Three times?
 7 A. Yeah.
 8 Q. Let's talk about the first time you
 9 accessed Target's site. When was that?
 10 A. A while back. I couldn't tell you a
 11 specific date.
 12 Q. Was it this year or last year or
 13 earlier?
 14 A. Maybe two years ago.
 15 Q. 2005?
 16 A. Yeah, in that neighborhood. I mean, I
 17 can't give an exact date, but in that
 18 neighborhood.
 19 Q. Do you remember what -- was it fall,
 20 winter, spring or summer?
 21 A. Around Christmastime.
 22 Q. What were you looking for?
 23 A. Well, there's a person that I buy videos
 24 for, and I was trying to find out -- I buy Sesame
 25 Street, and I was probably trying to find out what

1 was in.
 2 Q. Were you planning on making a purchase
 3 on the site, or were you just browsing?
 4 A. Browsing.
 5 Q. And how did you access the site? Did
 6 you go to Target's home page, or did you use an
 7 external link?
 8 A. I put in Target.com.
 9 Q. Where were you when you accessed the
 10 site?
 11 A. Where was I?
 12 Q. Were you at work or at home?
 13 A. Home.
 14 Q. What screen reader were you using?
 15 A. JAWS.
 16 Q. Were you able to find the videos you
 17 were looking for?
 18 A. No.
 19 Q. Why not?
 20 A. I couldn't get there. Couldn't get
 21 to -- couldn't get to the section.
 22 Q. What were the specific problems you had
 23 getting to the section?
 24 A. Well, I think that I probably went onto
 25 the links, listened to them and couldn't get

1 Q. Were you able to find what you were
 2 looking for at the store?
 3 A. Well, it was very inconvenient. I had
 4 to wait till I could get somebody, and then I just
 5 have to -- had to spend time going through, you
 6 know, what was there on the shelf and then pick
 7 something that said new release or new edition,
 8 whatever it said.
 9 Q. But you were able to find what you were
 10 looking for?
 11 A. Eventually, but, you know, it took -- it
 12 took time.
 13 Q. Okay. Let's move on to the next time
 14 that you accessed Target's website. Do you know
 15 when that was?
 16 A. Probably the same time of year. You
 17 know, it's usually Christmastime.
 18 Q. Christmastime of 2005?
 19 A. I don't know. I'm -- you know.
 20 Q. You don't remember what year it was?
 21 A. No.
 22 Q. And what were you looking for on that
 23 occasion?
 24 A. I have -- I mean, you know, I told you
 25 the kind of thing that I look for is videos, and

1 beyond a certain point.
 2 Q. Do you remember at what point that was?
 3 A. No.
 4 Q. How long did you try to navigate the
 5 site?
 6 A. Ten or fifteen minutes.
 7 Q. Did you try calling Target for help with
 8 the site?
 9 A. No.
 10 Q. Did you try e-mailing Target for help
 11 with the site?
 12 A. No.
 13 Q. Did you try contacting JAWS's tech
 14 support for help with the site?
 15 A. No.
 16 Q. Did you try calling Target's 800 number
 17 to get the information that you were looking for?
 18 A. No.
 19 Q. Did you go to the store to get the
 20 information you were looking for?
 21 A. Eventually.
 22 Q. How long after that did you go to the
 23 store?
 24 A. Well, I don't know. Whenever I could
 25 work it out.

1 that's probably what I was doing right then.
 2 Q. Were you planning on making a purchase
 3 or just browsing on that occasion?
 4 A. Purchase.
 5 Q. Were you planning on making the purchase
 6 online or at the store?
 7 A. Store.
 8 Q. And did you access Target's home page on
 9 that occasion?
 10 A. Yes.
 11 Q. And where were you when you accessed
 12 Target's site?
 13 A. Home.
 14 Q. And you were using JAWS?
 15 A. Right.
 16 Q. Were you able to accomplish what you set
 17 out to do on the site?
 18 A. No.
 19 Q. What were the specific problems?
 20 A. Same as before.
 21 Q. And that was, you just couldn't get
 22 beyond a certain point?
 23 A. Right.
 24 Q. How long did you try to navigate the
 25 site?

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1 A. Ten minutes or so.
 2 Q. Did you call Target for help with the --
 3 A. No.
 4 Q. Did you e-mail Target for help with the
 5 site?
 6 A. No.
 7 Q. Did you contact JAWS's tech support for
 8 help with the site?
 9 A. No.
 10 Q. Did you call Target's 800 number for the
 11 information you wanted?
 12 A. No.
 13 Q. Did you go to the store to purchase your
 14 item?
 15 A. No.
 16 Q. Why not?
 17 A. Time.
 18 Q. What about the last time that you
 19 accessed Target's website? When was that?
 20 A. Sunday.
 21 Q. This last Sunday?
 22 A. Yeah.
 23 Q. And why did you access the site on this
 24 occasion?
 25 A. To remind myself about what it was like,

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1 so that, you know, in case you asked me something,
 2 I would know.
 3 Q. Were you planning on making a purchase
 4 that day?
 5 A. No.
 6 Q. How did you access the site?
 7 A. Put in Target.com, you know, from the
 8 Internet Explorer.
 9 Q. And were you at home when you accessed
 10 the site?
 11 A. Hm-hmm.
 12 Q. And you were using JAWS to access the
 13 site?
 14 A. Hm-hmm.
 15 Q. And were you able to accomplish what you
 16 set out to do on the site?
 17 A. No.
 18 Q. What were the specific problems you
 19 experienced?
 20 A. Well, I went to -- I wanted to go to the
 21 kitchen products to see what they had, and I
 22 couldn't get to the -- I couldn't get to the
 23 information. I saw some headings, like I saw a
 24 quantity, but I couldn't find the number.
 25 Q. Okay. Let's sort of go through this

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1 step by step. You accessed Target's home page,
 2 and then what did you do?
 3 A. I tabbed, and I arrowed down, listened
 4 to the links.
 5 Q. Were you able to understand the links?
 6 A. The ones that I got to, yes.
 7 Q. What do you mean by the ones that you
 8 got to?
 9 A. Well, I didn't get that far in. I
 10 didn't get that far down. I got to big headings.
 11 I didn't get to the small headings.
 12 Q. What links were you able to understand?
 13 A. I think that it was kitchen aids and
 14 furniture and things like that.
 15 Q. Did you go any further than Target's
 16 home page?
 17 A. I went -- I went on kitchen aids, but I
 18 couldn't -- couldn't get down to any particular
 19 items that I can remember. I just remember seeing
 20 QTY.
 21 Q. So you got to the next page, the kitchen
 22 aids page?
 23 A. Hm-hmm.
 24 Q. And then you had JAWS list the links.
 25 Is that accurate?

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1 A. Hm-hmm.
 2 Q. And what links were you able to
 3 understand?
 4 A. Well, it said stuff, but it didn't
 5 say -- you know, in other words, it would say
 6 quantity, price, this and that, but you could
 7 never get to any actual information.
 8 You could hear price, you could hear
 9 quantity, but you couldn't hear what they were.
 10 Q. Did you go any further than that page?
 11 A. No.
 12 Q. How long did you try to navigate the
 13 site?
 14 A. Ten minutes.
 15 Q. Did you call Target for help with the
 16 site?
 17 A. No.
 18 Q. Did you e-mail Target for help with the
 19 site?
 20 A. No.
 21 Q. Did you contact JAWS's tech support for
 22 help with the site?
 23 A. No.
 24 Q. Did you try calling Target's 800 number
 25 to get the information you wanted?

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1 A. No.
 2 Q. Did you go to the store --
 3 A. No.
 4 Q. -- to get the information? We talked
 5 about three times that you've accessed Target's
 6 site. Are those all the times you've tried
 7 accessing Target's site?
 8 A. Yes.
 9 Q. In your declaration, you say that
 10 Target's website is poor compared to other
 11 retailers' websites in terms of accessibility.
 12 Can you give me any examples of retailers'
 13 websites that are less accessible than Target's
 14 website?
 15 A. No. I can give more accessible, not
 16 less.
 17 Q. Have you ever tried to access the
 18 coupons on Target's website?
 19 A. I'd like to.
 20 Q. Have you ever tried?
 21 A. No.
 22 Q. How did you learn about the existence of
 23 these coupons?
 24 A. From word of mouth.
 25 Q. Do you know what types of coupons they

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1 are?
 2 A. So much off.
 3 Q. I'm sorry?
 4 A. So much off coupons.
 5 Q. Do you know if that's the weekly ad that
 6 you're referring to?
 7 A. I don't know.
 8 Q. How did you come to learn about this
 9 lawsuit?
 10 A. From the National Federation of the
 11 Blind.
 12 Q. When was that?
 13 A. Well, I heard about it this year. I
 14 heard about it other times, but I don't -- I don't
 15 know when.
 16 Q. Do you remember the first time you heard
 17 about the lawsuit?
 18 A. It was a while ago, but I couldn't tell
 19 you when.
 20 Q. Could you tell me the year?
 21 A. No.
 22 Q. How did you come to provide a
 23 declaration in this lawsuit?
 24 A. I saw the e-mail about it.
 25 Q. What e-mail was this?

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1 A. What e-mail?
 2 Q. Who was this e-mail from?
 3 A. I don't know. It was a -- I saw it a
 4 few times, and, you know, I don't know. It was on
 5 a list. I don't know what it was.
 6 Q. When did you first see this e-mail?
 7 A. Maybe in the winter. I'm not sure.
 8 Q. The winter of this year?
 9 A. Hm-hmm.
 10 Q. And was there only one e-mail?
 11 A. I don't know.
 12 Q. Was there less than five?
 13 A. Oh, you know, I get tons of e-mail. I
 14 don't count them.
 15 Q. I'm just specifically referring to
 16 this --
 17 A. Right, and I don't keep track of that
 18 stuff.
 19 Q. You can't give me an estimate?
 20 A. No.
 21 Q. When did you first make contact with the
 22 lawyers in this lawsuit?
 23 MR. GOLDSTEIN: About this case?
 24 Q. About this case.
 25 A. I guess May.

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1 Q. May of this year?
 2 A. Hm-hmm.
 3 Q. Who initiated the contact? Was it you
 4 or the attorneys?
 5 A. Me.
 6 Q. What prompted you to initiate the
 7 contact?
 8 A. The e-mail.
 9 Q. So would it be fair to say that you
 10 received that e-mail or at least one version of
 11 that e-mail around May of this year?
 12 A. I saw it earlier than that, but I didn't
 13 do anything at first.
 14 Q. Why not?
 15 A. Busy.
 16 Q. Do you subscribe to any listservs?
 17 A. Yes.
 18 Q. Which ones?
 19 A. They're related to the National
 20 Federation of the Blind. One is about newswire.
 21 The others are just people's e-mail lists.
 22 Q. Are you aware -- have you reviewed any
 23 postings regarding this lawsuit?
 24 A. I think I read a newspaper article.
 25 Q. What newspaper was that in?

1 A. Oh, I couldn't tell you.
 2 Q. So you've never reviewed any postings on
 3 the listservs you identified regarding this suit?
 4 A. Just the one about looking for
 5 information from people.
 6 Q. What specific information was that?
 7 A. How they -- what kind of experience
 8 we've had with the website.
 9 Q. Is that similar to the e-mails you
 10 referred to earlier?
 11 A. That's what I'm referring to.
 12 MR. KLESTOFF: Let's take a quick break,
 13 and I'll see if I have anything else.
 14 THE WITNESS: Okay.
 15 MR. GOLDSTEIN: Okay.
 16 (Recess taken -- 2:14 p.m.)
 17 (After recess -- 2:15 p.m.)
 18 Q. Just a few more questions. You said
 19 that you, in the past, when you've shopped at a
 20 Target, a physical Target store, you have asked
 21 for assistance from a store clerk; is that
 22 correct?
 23 A. Yes. Mostly I bring somebody with me.
 24 If I haven't, then I ask, yes.
 25 Q. I think you testified earlier that you

1 And you say that you -- that was because
 2 the store clerk had trouble finding the item in
 3 the store. Are there any other reasons why you
 4 weren't able to make your purchase?
 5 MR. GOLDSTEIN: Object to the form. How
 6 could she know?
 7 Q. To your knowledge.
 8 A. No.
 9 Q. So, to your knowledge, on those
 10 occasions when you've used the assistance of a
 11 store clerk and haven't been able to make a
 12 purchase, the only reason was that the store clerk
 13 was not able to find the item at the store?
 14 MR. GOLDSTEIN: Object to the form.
 15 A. Well, you know, some store clerks are
 16 not very talented.
 17 Q. And by not very talented, what do you
 18 mean?
 19 A. They don't know what they're doing.
 20 Q. And has that prevented you from making a
 21 purchase in the past?
 22 A. Sure.
 23 Q. And by "they don't know what they're
 24 doing," what does that mean?
 25 A. They're guessing.

1 do get assistance to an extent. Can you explain?
 2 A. Well, sometimes they have trouble
 3 finding stuff, too. That's what I mean by extent.
 4 Q. Is there anything else that you meant by
 5 that?
 6 A. No.
 7 Q. On those occasions where do you get
 8 assistance from a store clerk, are you generally
 9 able to make your purchase?
 10 A. It varies.
 11 Q. How does it vary?
 12 A. Sometimes they can't find the items,
 13 either.
 14 Q. On those occasions when you haven't been
 15 able to make your purchase in the store and you've
 16 used the assistance of a store clerk, are there
 17 any other reasons why you weren't able to make
 18 your purchase?
 19 MR. GOLDSTEIN: What? Object to the
 20 form of the question.
 21 Q. Let me rephrase. On those occasions
 22 when you aren't able to make a purchase, you say
 23 there have been occasions when you haven't been
 24 able to make a purchase when you've been using
 25 the -- when you've been assisted by a store clerk.

1 Q. Guessing at what, specifically?
 2 A. You know, they don't know their
 3 products. They're guessing about where things
 4 are.
 5 MR. KLESTOFF: Okay. I think that's all
 6 I have, Ms. Maneki. I appreciate your time.
 7 THE WITNESS: All right.
 8 MR. GOLDSTEIN: Mrs. Maneki, it will
 9 surprise you to hear that I have no questions
 10 for you. So that concludes your deposition.
 11 You have the right to read the
 12 transcript and review it and make such
 13 corrections as you believe are appropriate
 14 within 30 days of your receipt of the
 15 transcript.
 16 You can waive that right, but I would
 17 advise you to read and review the transcript.
 18 THE WITNESS: Okay.
 19 (Whereupon, the deposition was concluded
 20 at 2:20 o'clock p.m.)
 21 _____
 22
 23
 24
 25

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1 CERTIFICATE
 2
 3 STATE OF MARYLAND)
 4 COUNTY OF CARROLL)
 5
 6 I, NANCY P. RICHMOND, Registered
 7 Professional Reporter, do hereby certify that I
 8 was authorized to and did stenographically report
 9 the foregoing deposition of SHARON MANEKI; that a
 10 review of the transcript was requested; and that
 11 the transcript is a true record of my stenographic
 12 notes.
 13 I FURTHER CERTIFY that I am not a
 14 relative, employee, attorney, or counsel of any of
 15 the parties, nor am I a relative or employee of
 16 any of the parties' attorney or counsel connected
 17 with the action, nor am I financially interested
 18 in the action.
 19 Dated this 22nd day of June, 2007.
 20
 21
 22
 23
 24 _____
 25 NANCY P. RICHMOND, RPR
 and Notary Public

Page 36

1 Dear Sir/Madam:
 2
 3 Bound herewith is the transcript of the
 4 above-referenced deposition. Please read the
 5 transcript and sign the errata pages. Any
 6 additions or corrections should be listed on the
 7 errata sheets provided. Please remove the signed,
 8 completed errata sheets and return them to the
 9 address listed above for processing.
 10
 11 If this process has not been completed
 12 within (30) thirty days from the date of this
 13 letter, we will assume that the right to read the
 14 deposition has been waived. This is in accordance
 15 with Rule 30(e) of the Federal Rules of Civil
 16 Procedure and Rule 411 Section (a) of the Maryland
 17 Rules of Procedure.
 18
 19
 20
 21
 22
 23
 24
 25

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1 AL BETZ & ASSOCIATES, INC.
 2 Administrative Offices
 3 P.O. Box 665
 4 Westminster, Maryland 21158
 5 VOICE - (410)752-1733 FAX (410)875-2857
 6 e-mail - productiondept@albetzreporting.com
 7
 8 DATE: June 22, 2007
 9 JOB NUMBER: NR256882
 10 CASE CAPTION: NATIONAL FEDERATION OF THE BLIND V.
 11 TARGET CORP.
 12 COURT: UNITED STATES DISTRICT COURT FOR THE
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 CASE NO. C06-01802 MHP
 15 DEPONENT: SHARON MANEKI
 16 DATE OF DEPOSITION: June 21, 2007
 17 ATTORNEYS/FIRMS:
 18 ATTORNEY NAME/FIRM
 19 DANIEL F. GOLDSTEIN, ESQUIRE
 20 MEGHAN SIDHU CAPEK, ESQUIRE
 21 Brown, Goldstein & Levy
 22
 23 ALEXEI KLESTOFF, ESQUIRE
 24 Morrison & Foerster, LLP
 25

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1 READING & SIGNING PROCEDURE
 2
 3 The deposition of SHARON MANEKI, taken
 4 in the matter, on the date, and at the time and
 5 place set out on the title page hereof.
 6 It was requested that the deposition be
 7 taken by the reporter and that same be reduced to
 8 typewritten form.
 9 It was agreed by and between counsel and
 10 the parties that the Deponent will read and sign
 11 the transcript of said deposition.
 12
 13
 14
 15
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25

1 DEPOSITION ERRATA SHEET
 2 RE: Al Betz & Associates, Inc.
 3 File No.: NR256882
 4 CASE CAPTION: NATIONAL FEDERATION OF THE BLIND V.
 5 TARGET CORP.
 6 DEPONENT: SHARON MANEKI
 7 DEPOSITION DATE: June 21, 2007

8 I have read the entire transcript of my
 9 Deposition taken in the above-captioned matter or
 10 the same has been read to me. I request that the
 11 changes noted on the following errata sheet be
 12 entered upon the record for the reasons indicated.
 13 I have signed my name to the Errata Sheet and
 14 authorize you to attach it to the original
 15 transcript.

16 PAGE/LINE	CHANGE	REASON
17		
18		
19		
20		
21		
22		
23		

24 SIGNATURE _____ DATE: _____
 25 SHARON MANEKI

1 PAGE/LINE	CHANGE	REASON
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23		

24 SIGNATURE _____ DATE: _____
 25 SHARON MANEKI