

1 ROBERT A. NAEVE (CA SBN 106095)  
 RNaeve@mofo.com  
 2 MORRISON & FOERSTER LLP  
 1990 MacArthur Boulevard  
 3 Irvine, California 92612-2445  
 Telephone: (949) 251-7500  
 4 Facsimile: (949) 251-0900

5 DAVID F. MCDOWELL (CA SBN 125806)  
 MICHAEL J. BOSTROM (CA SBN 211778)  
 6 DMcDowell@mofo.com  
 MBostrom@mofo.com  
 7 MORRISON & FOERSTER LLP  
 555 West Fifth Street, Suite 3500  
 8 Los Angeles, California 90013-1024  
 Telephone: (213) 892-5200  
 9 Facsimile: (213) 892-5454

10 Attorneys for Defendant  
 TARGET CORPORATION

11  
 12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA

14  
 15 NATIONAL FEDERATION OF THE BLIND,  
 the NATIONAL FEDERATION OF THE  
 16 BLIND OF CALIFORNIA, on behalf of their  
 members, and Bruce F. Sexton, on behalf of  
 17 himself and all others similarly situated,

18 Plaintiffs,

19 v.

20 TARGET CORPORATION and DOES  
 ONE-TEN,

21 Defendant.  
 22

Case No. C06-01802 MHP

**[PROPOSED] ORDER GRANTING  
 DEFENDANT TARGET  
 CORPORATION'S MOTION TO  
 DISMISS PLAINTIFFS' AMENDED  
 COMPLAINT**

1           Having considered Defendant Target Corporation’s (“Target”) Motion to Dismiss  
2 Plaintiffs’ Amended Complaint, as well as the Opposition filed by Plaintiffs; and good cause  
3 appearing, the Court hereby GRANTS Target’s Motion and finds that Plaintiffs’ first, second,  
4 third, and fourth claims for relief fail to state claims upon which relief may be granted. Plaintiffs’  
5 Amended Complaint is, therefore, dismissed without leave to amend.

6           IT IS SO ORDERED.

7  
8 Dated: June \_\_, 2006

9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  

---

Honorable Marilyn Hall Patel  
United States District Court Judge