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16 **UNITED STATES DISTRICT COURT**
 17 **NORTHERN DISTRICT OF CALIFORNIA**
 18 **SAN FRANCISCO DIVISION**

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

23 Plaintiffs,

24 v.

25 TARGET CORPORATION,

26 Defendant.

Case No.: C 06-01802 MHP

CLASS ACTION

**DECLARATION OF TINA THOMAS IN
 SUPPORT OF PLAINTIFFS' MOTION
 FOR PRELIMINARY INJUNCTION**

Hearing Date: June 12, 2006

Time: 2:00 p.m.

Judge: The Honorable Marilyn Hall
 Patel

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 28

1 I, Tina Thomas, declare as follows:

2 1. The facts in this declaration are based upon my personal knowledge. If called to testify,
3 I could testify competently to the facts described in this declaration.

4 **Background**

5 2. I am 37 years old.

6 3. I have been legally blind since birth.

7 4. I reside in Los Angeles, California.

8 5. I have been a member of the National Federation of the Blind and the National
9 Federation of the Blind of California since 1987.

10 **Internet Use**

11 6. I have used the screen reading software “JAWS” to access computers and, especially, the
12 internet for 10 years.

13 7. I use the internet every day for a variety of functions and activities in my daily life,
14 including “surfing” the internet and online shopping.

15 8. I also use the internet for my work as a special education teacher in a K-12 school.

16 9. I frequently shop online rather than going to a physical store because it is difficult and
17 time consuming to take a bus or arrange for a paratransit ride, and I find it much easier to
18 complete purchases online.

19 10. I shop online for many things, including music, movies, coffee, prescriptions and
20 vitamins.

21 11. Using my screen reader to access the internet has significantly improved my own view of
22 my independence to conduct personal business without the help of others.

23 **Experience with Target Retail Stores**

24 12. Shopping at Target’s physical location near my home requires me to take a bus or arrange
25 for a paratransit ride, and it is much easier for me to shop online.

26 **Harms Experienced Because of the Inaccessibility of Target.com**

27 13. I would like to shop at Target.com because traveling to the physical retail location
28 necessitates a significant expense of time, energy, and money.

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14. I have attempted on numerous occasions to access Target.com with my screen reader.

15. I have found it extremely difficult, and at times impossible, to browse for products on Target.com using my screen reader.

16. Upon accessing Target.com on several occasions, I have become frustrated with inexplicable code and garbled text that has prevented me from continuing to navigate through the site.

17. I have been told that there are many useful store-related features on the Target.com website, including weekly advertisements, which I would like to use.

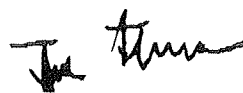
18. I have found the entire process of attempting to access Target.com to be extremely frustrating and aggravating.

19. The problems I have encountered on Target.com when using my screen reader have prevented me from making purchases.

20. My inability to use Target.com thwarts my independence and forces me to rely on others unnecessarily.

I declare under penalty of perjury under the laws of the United States of America that the forgoing is true and correct.

Executed this April day of 28, 2006, at Los Angeles, California.



TINA THOMAS