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14 UNITED STATES DISTRICT COURT

15 NORTHERN DISTRICT OF CALIFORNIA

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

19 Plaintiffs,

20 v.

21 TARGET CORPORATION,

22 Defendant.
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24
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Case No. C06-01802 MHP

PUTATIVE CLASS ACTION

**JOINT STIPULATION AND
[PROPOSED] ORDER:**

- (1) CONTINUING THE HEARING
ON NFB'S MOTION FOR
PRELIMINARY INJUNCTION
AND TARGET'S MOTION TO
DISMISS;
- (2) AMENDING BRIEFING
SCHEDULE ON BOTH
MOTIONS; AND
- (3) GRANTING THE PARTIES
LEAVE TO TAKE ADDITIONAL
DISCOVERY

[Local Rule 6-2]

JOINT STIPULATION AND [PROPOSED] ORDER RE: TARGET'S MOTION TO DISMISS
AND NFB'S MOTION FOR PRELIMINARY INJUNCTION (Case No. 06-01802 MHP)
la-861335

RECITALS

1 Pursuant to the parties' stipulation, this Court's May 11, 2006 order consolidated
2 and continued to June 26, 2006 the hearings on Defendant Target Corporation's ("Target")
3 motion to dismiss the amended complaint on file in this action ("Target's Motion") and on
4 Plaintiffs National Federation of the Blind, the National Federation of the Blind of California and
5 Bruce F. Sexton's ("NFB") motion for preliminary injunction ("NFB's Motion"). The Order also
6 granted Target leave from the stay imposed by General Order 56 to depose five individuals who
7 offered declarations in support of NFB's motion for preliminary injunction.
8

9 2. The parties agree the stay imposed by General Order 56 should be further lifted (1)
10 to allow Target to depose four additional witnesses who have offered declarations in support of
11 NFB's Motion (to expedite matters, the parties have already commenced these depositions); and
12 (2) to allow NFB to depose any witnesses who offer declarations in support of Target's
13 opposition to NFB's Motion.

14 3. The parties also agree that the hearing on both Target's Motion and NFB's Motion
15 should be continued from June 26, 2004 to July 24, 2006 at 2:00 p.m., pursuant to the schedule
16 outlined below, in order to allow the parties additional time to take discovery in connection with
17 NFB's Motion and to and prepare and file opposition and reply memoranda in connection with
18 NFB's Motion and Target's Motion.

19 4. The parties agree that the continuance does not affect the timeliness of NFB's
20 Motion.

STIPULATION

22 THEREFORE, the parties hereby stipulate as follows:

23 1. The hearing date on NFB's Motion and Target's Motion shall be continued to
24 July 24, 2006 at 2:00 p.m.

25 2. NFB's opposition to Target's Motion and Target's opposition to NFB's Motion
26 shall be filed on or before June 12, 2006. Reply briefs shall be filed on or before July 10, 2006.

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1 3. The stay imposed by General Order 56 is further lifted to allow Target to depose
2 four additional witnesses who offered declarations in support of NFB's Motion and to allow NFB
3 to depose those witnesses who will offer declarations in support of Target's opposition to NFB's
4 Motion.

5
6 Dated: June 1, 2006

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

9 By: /s/
Robert A. Naeve

11 Attorneys for Defendant
TARGET CORPORATION

12
13 Dated: June 1, 2006

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

15
16 By: /s/
Laurence W. Paradis

17 Attorneys for Plaintiffs

18
19 PURSUANT TO STIPULATION, IT IS SO ORDERED

20 Dated June __, 2006

21
22 Honorable Marilyn Hall Patel
United States District Court Judge