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15 Attorneys for Defendant  
 TARGET CORPORATION

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

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

24 Plaintiffs,

25 v.

26 TARGET CORPORATION,  
 27 Defendant.

Case No. C06-01802 MHP

**DECLARATION OF MICHAEL J.  
 BOSTROM REGARDING  
 TECHNICAL FAILURE OF THE  
 NORTHERN DISTRICT'S  
 ELECTRONIC FILING WEBSITE**

**[GENERAL ORDER 45 VI. E.]**

Date: July 24, 2006  
 Time: 2:00 p.m.  
 Judge: The Honorable Marilyn Hall Patel

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**DECLARATION OF MICHAEL J. BOSTROM**

I, Michael J. Bostrom, declare as follows:

I am an attorney licensed to practice law in the state of California, and admitted to the United States District Court for the Northern District of California. I am an associate in the law firm of Morrison & Foerster LLP, counsel for Defendant Target Corporation (“Target”) in this action. I have personal knowledge of the facts set forth herein. If called as a witness, I would and could competently testify as follows:

1. Pursuant to stipulation and Order of this Court, Target’s Opposition to Plaintiffs’ Motion for Preliminary Injunction (“Target’s Opposition”) was due on June 12, 2006.
2. Beginning at around 8:45 p.m. on June 12, 2006, my assistant and I attempted to log into the Northern District of California’s Electronic Case Filing Website (the “Website”) in order to file Target’s Opposition and supporting papers. The Website was not working and would not allow either my secretary or me to log in. Instead, the Website generated error messages. My assistant and I continued to attempt to log into the Website until shortly after 10:00 p.m., but to no avail. The Website continued to generate error messages.
3. In order to prevent Plaintiffs from suffering prejudice, I sent Plaintiffs counsel, Laurence Paradis and Mazen Basrawi a PDF copy of Target’s Opposition and supporting papers by e-mail at 9:44 p.m.
4. My assistant and I were not able to gain access to the Website until the morning of June 13, 2006, at which time we electronically filed Target’s Opposition and supporting papers.

I declare under penalty of perjury under the laws of California and the United States of America that the foregoing is true and correct, and that this declaration was executed on June 13, 2006 in Los Angeles, California.

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/S/  
Michael J. Bostrom