

EXHIBIT C

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

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

Plaintiffs,)

vs.)

CASE NO. C-06-1802MHP

TARGET CORPORATION,)

Defendant.)

DEPOSITION OF CHRISTINA THOMAS
LOS ANGELES, CALIFORNIA
FRIDAY, MAY 26, 2006

Reported by Charolette Martinez, CSR No. 11983
PRS Job No. 118-328422A

Page 2

1 Appearances:
 2 For Plaintiff:
 3 Disability Rights Advocates
 4 By: Mazen Basrawi
 5 2001 Center Street, Third Floor
 6 Berkely, California 94704-1204
 7 (510) 665-8644
 8 For Defendant:
 9 Morrison & Foerster
 10 By: Stuart C. Plunkett
 11 425 Market Street
 12 San Francisco, California 94015-2482
 13 (415) 268-6145
 14 Also present:
 15 Brett Kaufman
 16
 17
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 20
 21 DEPOSITION OF CHRISTINA THOMAS,
 22 taken at 555 West 5th Street, Suite 3500, Los Angeles,
 23 California, on Friday, May 26, 2006, at 9:35 a.m.,
 24 before Charolette A. Martinez, Certified Shorthand
 25 Reporter, in and for the State of California.
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1 CHRISTINA THOMAS
 2 National Federation of the Blind
 3 vs.
 4 Target Corporation
 5 Friday, May 26, 2006
 6 Charolette A. Martinez, CSR No. 11983
 7
 8 INDEX TO EXHIBITS
 9 EXHIBITS MARKED
 10 Exhibit 5 Declaration of Tina Thomas in Support 30
 11 of the Plaintiffs' Motion for Preliminary
 12 Injunction
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1 INDEX
 2 WITNESS: Christina Thomas
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 5 EXAMINATION PAGE
 6 By Mr. Plunkett 5
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1 LOS ANGELES, CALIFORNIA;
 2 FRIDAY, MAY 26, 2006; 9:30 A.M.
 3
 4 CHRISTINA THOMAS,
 5 having been first duly affirmed, testifies as follows:
 6
 7 EXAMINATION
 8 BY MR. PLUNKETT:
 9 Q Can you state and spell your name for the
 10 record?
 11 A Christina Thomas; C-h-r-i-s-t-i-n-a, Thomas,
 12 T-h-o-m-a-s.
 13 Q And what is your current address?
 14 A 1311 West 78th Street, Los Angeles, 90044.
 15 Q How long have you been at that address?
 16 A 30 years.
 17 Q What is your date of birth?
 18 A 1/28/69.
 19 Q Have you ever had your deposition taken before?
 20 A No.
 21 Q All right. Well, it may be worth giving you a
 22 few instructions about how the deposition will proceed.
 23 Your testimony here today is given under oath as if you
 24 were testifying in court. The deposition proceeds in a
 25 question-and-answer format with the court reporter
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1 trying to purchase it. And I encountered the same
 2 problems.
 3 **Q Did you try anything that you had not tried**
 4 **before to make it work?**
 5 A No. I just basically did the same routine. I
 6 figured it would work.
 7 **Q When did you go to Target.com next?**
 8 A I don't recall.
 9 **Q Do you recall your purpose for going to**
 10 **Target.com the next time?**
 11 A No.
 12 **Q Have you ever – other than the two occasions**
 13 **we've talked about, have you ever gone to Target.com**
 14 **with the intention of making a purchase?**
 15 A I don't recall.
 16 **Q When was your most recent visit to Target.com?**
 17 A I don't remember.
 18 **Q Was it within the last month?**
 19 A Not within the last month.
 20 **Q What was the reason for going to Target.com on**
 21 **your most recent visit?**
 22 A I was looking for weekly ads. And I wanted to
 23 see if I could purchase a crate for the dog.
 24 **Q What happened?**
 25 A Well, I had the same problems because I
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1 mailing list and I'd been there before and I was
 2 intending to try to purchase one and it wasn't going to
 3 let me, so I just let it alone.
 4 **Q About how long were you on Target.com this**
 5 **time?**
 6 A Oh, man, roughly maybe an hour and a half, two
 7 hours.
 8 **Q And during that time did you do anything other**
 9 **than look for the weekly ads and try to get added to the**
 10 **mailing list?**
 11 A I tried to see their career services.
 12 **Q And why were you attempting to access that?**
 13 A I just wanted to see what kind of jobs they
 14 had. I have nieces and nephews who need jobs.
 15 **Q What happened when you – when you did that?**
 16 A Basically the same type of problems where it
 17 was just a lot of garbled text to go through and it
 18 looked like error – it wasn't even an actual page
 19 there.
 20 **Q Were you able to find any information out about**
 21 **careers at Target?**
 22 A No.
 23 **Q Did you find any text that JAWS could read?**
 24 MR. BASRAWI: Objection. Vague and ambiguous.
 25 You can answer.
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1 was – when I got to the page, there was – there was
 2 error messages at the top, and you have to arrow down to
 3 find the links to figure out if you're actually on a
 4 page that exists.
 5 **Q You already knew how to do that; right?**
 6 A Yes.
 7 **Q Okay. So what happened after you arrowed down**
 8 **and found that you were on a working page?**
 9 A I arrowed down and I clicked on a link because
 10 I wanted to get the weekly announcements.
 11 **Q What happened when you clicked on that link?**
 12 A Well, it – it didn't move. There was nowhere
 13 to type in the information to get the information.
 14 **Q The information about the weekly ads?**
 15 A Yes.
 16 **Q What did you do at that point?**
 17 A Well, I kept trying to get in to see if I could
 18 get on the mailing list, but I could not. I wasn't able
 19 to do that.
 20 **Q So what did you do when you were not able to**
 21 **get on the mailing list?**
 22 A Basically I just signed off that website.
 23 **Q Did you look for the dog crate?**
 24 A Oh, by that time I figured if I couldn't get on
 25 the – I couldn't find the – I couldn't get on their
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1 THE WITNESS: No.
 2 BY MR. PLUNKETT:
 3 **Q Anything else you did on the website when you**
 4 **were on it this time?**
 5 A No.
 6 **Q Have you ever attempted to contact Target.com**
 7 **regarding any of the difficulties you experienced on the**
 8 **website?**
 9 A No.
 10 **Q Did you attempt at any time to look for contact**
 11 **information on the website?**
 12 A No.
 13 **Q Have you ever shopped in a Target store?**
 14 A Yes.
 15 **Q When was the last time you shopped in a Target**
 16 **store?**
 17 A Roughly February.
 18 **Q About how many times have you shopped in a**
 19 **Target store?**
 20 A Roughly two to three times.
 21 **Q Do you require assistance when you shop in**
 22 **Target?**
 23 A Yes.
 24 **Q What assistance did you have on these occasions**
 25 **when you went to the store?**
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1 A Well, when I went to Target in February, I – I
 2 was with my guide dog instructor, so she – she helped
 3 me in there. The other time we get customer service.
 4 Q Target's customer service?
 5 A Yes.
 6 Q So Target's customer service provided you the
 7 assistance you needed on the other two occasions when
 8 you were at the store?
 9 A Yes.
 10 Q That's all the questions I have. Thank you
 11 very much for your time.
 12 MR. BASRAWI: Thank you. This deposition is
 13 complete.
 14 THE REPORTER: Would you like a copy?
 15 MR. BASRAWI: Copy and a rough.
 16 (Deposition concluded at 11:03 a.m.)
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1 DECLARATION UNDER PENALTY OF PERJURY
 2
 3 I, Christina Thomas, do hereby certify under
 4 penalty of perjury that I have read the foregoing
 5 transcript of my deposition taken on May 26, 2006; that
 6 I have made such corrections as appear noted herein in
 7 ink, initialed by me; that my testimony as contained
 8 herein, as corrected, is true and correct.
 9
 10 DATED this _____ day of _____, 2004,
 11 at _____, California.
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Christina Thomas

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1 REPORTER'S CERTIFICATE
 2
 3 I, Charolette A. Martinez, Certified Shorthand
 4 Reporter, in and for the State of California, do hereby
 5 certify:
 6
 7 That the foregoing witness was by me duly sworn;
 8 that the deposition was then taken before me at the time
 9 and place herein set forth; that the testimony and
 10 proceedings were reported stenographically by me and
 11 later transcribed into typewriting under my direction;
 12 that the foregoing is a true record of the testimony and
 13 proceedings taken at that time.
 14
 15 IN WITNESS WHEREOF, I have subscribed my name this
 16 29th day of May, 2006.
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 23
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Charolette A. Martinez, CSR No. 11983

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