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October 31, 2006

The Honorable Michael J. Davis
Judge of United States District Court
United States District Court
300 South Fourth Street, Suite 202
Minneapolis, MN 55415

Via ECF and Hand Delivery

Re: *Verne A. Hall, et al. v. Best Buy Co., Inc., et al.*
Civil File No. 04-4812 MJD/AJB

Dear Judge Davis:

Plaintiffs submit this letter and the enclosed charts in response to paragraph 2 of the Court's Order of October 26, 2006, which directed that we provide a chart indicating where to find the affidavits, declarations and exhibits cited in Plaintiffs' memoranda in opposition to Defendants' motions for summary judgment.

In order to limit duplication of evidence in the record, Plaintiffs elected not to re-submit with their opposition memoranda deposition transcripts previously filed in full by Best Buy. As a result, where Plaintiffs cite to deposition testimony that was previously filed by Best Buy, that testimony is cited by referring to the name of the declaration submitted by Best Buy to which the testimony was attached as an exhibit. For example, the deposition of Bradbury Anderson was submitted in full as Exhibit 100 to the Declaration of Kelly K. Pierce in Support of Defendants' Motion for Summary Judgment Dismissing Plaintiffs' Pattern and Practice Claims. We cited to Mr. Anderson's deposition as follows: "Pierce Decl., Ex. 100 (Anderson Dep.) at ____."

Plaintiffs also sought to limit the duplication of exhibits submitted to the Court. Consequently, with a few limited exceptions, all documentary evidence submitted by Plaintiffs in opposition to Best Buy's various motions are attached as exhibits to the Affidavit of Ronda S. Hagglund in Support of Plaintiffs' Opposition Memoranda to Defendants' Motions for Summary Judgment. Ms. Hagglund's affidavit supports *all* of Plaintiffs' opposition memoranda. References to exhibits to the Hagglund affidavit are generally identified in the following format: "Hagglund Aff. Ex. __ at ____."

The enclosed charts identify the affidavits and declarations cited in each of the opposition memoranda submitted by Plaintiffs, their docket number, and the abbreviated reference. Where a reference is made to a declaration filed by Defendants, the chart first identifies the motion with which the declaration was submitted.

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We apologize for any confusion and hope this explanation and the enclosed charts are helpful.
Please let us know if anything further is needed.

Very truly yours,

GRAY, PLANT, MOOTY,
MOOTY & BENNETT, P.A.



Laurie A. Knocke

LAK:sam

Enclosures

cc: Janet C. Evans, Esq. (w/encs. via ECF)
Wood R. Foster, Jr., Esq. (w/encs. via ECF)
David L. Shulman, Esq. (w/encs. via ECF)

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