

**Before the  
Federal Communications Commission  
Washington, D.C. 20554**

In the Matter of	)	
	)	File Number EB-07-RK-002
Target Corporation	)	
	)	NAL/Acct. No. 200732460002
Minneapolis, MN	)	
	)	FRN 0004912705
	)	

**NOTICE OF APPARENT LIABILITY FOR FORFEITURE**

**Adopted:** April 9, 2008

**Released:** April 10, 2008

By the Commission:

**I. INTRODUCTION**

1. In this *Notice of Apparent Liability for Forfeiture* (“NAL”), we find that Target Corporation (“Target”) apparently willfully and repeatedly violated Section 15.117(k) of the Commission’s Rules (“Rules”)<sup>1</sup> by failing to place the required Consumer Alert label immediately adjacent to and clearly associated with television receiving equipment that contains an analog broadcast television tuner but does not contain a digital broadcast television tuner (hereinafter “analog-only tuner”) that it displayed or offered for sale or rent. We conclude, pursuant to Section 503(b) of the Communications Act of 1934, as amended (“Act”),<sup>2</sup> that Target is apparently liable for a forfeiture in the amount of two hundred ninety-six thousand dollars (\$296,000).

**II. BACKGROUND**

2. Congress has established February 17, 2009 as the deadline for the end of analog transmissions for full power television stations. The Commission is statutorily obligated to promote the orderly transition to digital television, “a critical step in the evolution of broadcast television.”<sup>3</sup> As we stated previously, “[w]e are committed to ensuring the rapid completion of that transition in a way that delivers the greatest possible benefits to the viewing public.”<sup>4</sup> As part of that commitment and in light of the upcoming deadline, we recently announced that “it is necessary and appropriate to require retailers to provide consumers with information regarding this transition date at the point of sale.”<sup>5</sup> We reached this conclusion after determining that consumer electronics industry efforts had not adequately informed

<sup>1</sup> 47 C.F.R. § 15.117(k).

<sup>2</sup> 47 U.S.C. § 503(b).

<sup>3</sup> 2002 *Biennial Regulatory Review*, Report and Order and Notice of Proposed Rulemaking, 18 FCC Rcd 13620, 13825 ¶ 532 (2003).

<sup>4</sup> *Id.*

<sup>5</sup> *Second Periodic Review of the Commission’s Rules and Policies Affecting the Conversion To Digital Television*, Second Report and Order, 22 FCC Rcd 8776 at ¶ 1 (2007) (“*Second DTV Periodic Report and Order*”).

consumers how analog-only television equipment purchased now will function when the transition to digital broadcasting ends.<sup>6</sup>

3. To ensure that consumers do not inadvertently buy analog-only television equipment without understanding that such devices will not be capable of receiving off-the-air television reception of digital signals after analog broadcasting ends unless connected to a digital-to-analog converter or a digital subscription service, we adopted rules requiring anyone that sells, offers for sale, or rents television receiving equipment that does not contain a digital television (“DTV”) tuner to display a Consumer Alert at the point of sale.<sup>7</sup> This requirement also applies to the sale or rent of analog-only television receiving equipment via direct mail, catalog, or electronic means (e.g., the Internet). These requirements are contained in Section 15.117(k) of the Rules, which became effective on May 25, 2007.<sup>8</sup>

4. Section 15.117(k)(3) of the Rules requires that the Consumer Alert contain the following language:

**CONSUMER ALERT**

This television receiver has only an analog broadcast tuner and will require a converter box after February 17, 2009, to receive over-the-air broadcasts with an antenna because of the Nation’s transition to digital broadcasting. Analog-only TVs should continue to work as before with cable and satellite TV services, gaming consoles, VCRs, DVD players, and similar products. For more information, call the Federal Communications Commission at 1-888-225-5322 (TTY: 1-888-835-5322) or visit the Commission’s digital television website at: [www.dtv.gov](http://www.dtv.gov).

The Consumer Alert must be in a size of type large enough to be clear, conspicuous and readily legible, consistent with the dimensions of the equipment and the label. The alert either must be printed on a transparent material and affixed to the screen, in a manner that is removable by the consumer and does not obscure the picture when displayed for sale, or displayed separately immediately adjacent to each television receiver offered for sale and clearly associated with the analog-only model to which it pertains.<sup>9</sup> In the case of other analog-only video devices that do not include a display (e.g., VCRs, DVD players), the Consumer Alert must be in a prominent location on the device, such as on the top or front, or displayed separately immediately adjacent to and clearly associated with the analog-only model to which it pertains.<sup>10</sup> To the extent that any persons display or offer for sale or rent via direct mail, catalog, or electronic means analog-only television receiving equipment, they must prominently display the Consumer Alert as part of all advertisements or descriptions of such television receiving equipment, in clear and conspicuous print, and in close proximity to any images or descriptions of such equipment.<sup>11</sup>

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<sup>6</sup> *Id.* at ¶ 10.

<sup>7</sup> *Second DTV Periodic Report and Order* at ¶ 14. See 47 C.F.R. § 15.117(k). In the *Second DTV Periodic Report and Order*, the Commission defined “point of sale” as the “place where televisions are displayed for consumers prior to purchase.” See *Second DTV Periodic Report and Order* at n.29.

<sup>8</sup> *Second Periodic Review in the Commission’s Rules and Policies Affecting the Conversion to Digital Television*, 72 Fed. Reg. 28894-01 (May 23, 2007).

<sup>9</sup> 47 C.F.R. § 15.117(k)(1).

<sup>10</sup> *Id.*

<sup>11</sup> 47 C.F.R. § 15.117(k)(2).

5. Immediately after the rule became effective, the Commission's Enforcement Bureau began inspecting hundreds of stores throughout the country, as well as dozens of popular retailer websites, and observed many models of analog-only television receiving equipment on display without the required Consumer Alert labels. On June 1, 2007, the Enforcement Bureau issued a Citation to Target for offering for sale television receiving equipment having an analog-only tuner without displaying the required Consumer Alert in close proximity.<sup>12</sup> Between May 31 and June 11, 2007, the Enforcement Bureau conducted inspections at numerous stores and, based on those inspections, issued additional Citations to Target for violations at its stores and its website.<sup>13</sup> After affording Target a reasonable opportunity to respond to the first Citation,<sup>14</sup> agents from the Enforcement Bureau began inspecting numerous additional Target stores on June 12, 2007 in various states and once again observed television receiving equipment with analog-only tuners on display without the required Consumer Alert labels in twenty-three Target stores.<sup>15</sup>

6. Under Section 503(b)(1) of the Act, any person who is determined by the Commission to have willfully or repeatedly failed to comply with any provision of the Act or any rule, regulation, or order issued by the Commission shall be liable to the United States for a forfeiture penalty.<sup>16</sup> Section 312(f)(1) of the Act defines willful as "the conscious and deliberate commission or omission of [any] act, irrespective of any intent to violate" the law.<sup>17</sup> The legislative history to Section 312(f)(1) of the Act clarifies that this definition of willful applies to both Sections 312 and 503(b) of the Act<sup>18</sup> and the Commission has so interpreted the term in imposing forfeitures pursuant to Section 503(b).<sup>19</sup> The Commission may also assess a forfeiture for violations that are merely repeated, and not willful.<sup>20</sup> "Repeated" means that the act was committed or omitted more than once, or lasts more than one day.<sup>21</sup> To impose such a forfeiture penalty, the Commission must issue a notice of apparent liability and the

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<sup>12</sup> *Target Corporation*, Citation No. C20073254001, (Enf. Bur. Houston Office, rel. June 1, 2007).

<sup>13</sup> See Attachment A for a list of the citations issued to Target (collectively "*Citations*"). In preparing the Citations, Enforcement Bureau staff relied on publicly available information, including retailer websites, to identify the television receiving equipment with analog-only tuners. Subsequently, Enforcement Bureau staff determined that several Citations referred, in whole or in part, to erroneously identified equipment models. In light of this evidence, we hereby cancel the relevant portions of the citations listed in Attachment B with respect to those models.

<sup>14</sup> On June 18, 2007, Target responded to the first Citation. See Letter from Robert Schwartz, counsel for Target, Constantine Cannon LLO to Kris Monteith, Chief, Enforcement Bureau, dated June 18, 2007 ("*Citation Response*"). Target also filed a response to a *Citation* issued by the Dallas Office of the Enforcement Bureau. See Letter from Lisa Bushland, Store #0235 Team Leader to James Wells, District Director, Dallas Office, Enforcement Bureau, dated June 11, 2007.

<sup>15</sup> See Attachment C for a listing of the stores visited and the models observed at each store. Enforcement Bureau staff determined that these models had analog-only tuners by consulting the manufacturer's product manuals or, if such were unavailable, the models' technical specifications from Target's website.

<sup>16</sup> 47 U.S.C. § 503(b)(1)(B); 47 C.F.R. § 1.80(a)(2).

<sup>17</sup> 47 U.S.C. § 312(f)(1).

<sup>18</sup> H.R. Rep. No. 97-765, 97<sup>th</sup> Cong. 2d Sess. 51 (1982).

<sup>19</sup> See, e.g., *Application for Review of Southern California Broadcasting Co.*, Memorandum Opinion and Order, 6 FCC Rcd 4387, 4388 (1991) ("*Southern California Broadcasting Co.*").

<sup>20</sup> See, e.g., *Callais Cablevision, Inc., Grand Isle, Louisiana*, Notice of Apparent Liability for Monetary Forfeiture, 16 FCC Rcd 1359, 1362, ¶ 10 (2001) ("*Callais Cablevision*") (issuing a Notice of Apparent Liability for, *inter alia*, a cable television operator's repeated signal leakage).

<sup>21</sup> *Southern California Broadcasting Co.*, 6 FCC Rcd at 4388, ¶ 5; *Callais Cablevision, Inc.*, 16 FCC Rcd at 1362, ¶ 9.

person against whom the notice has been issued must have an opportunity to show, in writing, why no such forfeiture penalty should be imposed.<sup>22</sup> The Commission will then issue a forfeiture if it finds by a preponderance of the evidence that the person has violated the Act or a Commission rule.<sup>23</sup> As we set forth below, we conclude under this standard that Target is apparently liable for forfeiture for its apparent willful and repeated violations of Section 15.117(k) of the Commission's rules.

### III. DISCUSSION

7. Based on the evidence before us, we find that Target apparently willfully and repeatedly violated Section 15.117(k) of the Rules by failing to display conspicuously and in close proximity to equipment with an analog-only tuner, in clear and conspicuous print, the required Consumer Alert label. Specifically, as detailed in Attachment C, agents and investigators from the Enforcement Bureau observed a number of different models of television receiving equipment having only an analog-only tuner on display in twenty-three Target stores without the required Consumer Alert labels.<sup>24</sup> Target previously received fourteen Citations for this same type of conduct prior to the agents' inspections.<sup>25</sup>

8. Under Section 503(b)(2)(D) of the Act,<sup>26</sup> we may assess an entity that is neither a common carrier, broadcast licensee or cable operator a forfeiture of up to \$11,000 for each violation or each day of a continuing violation, up to a statutory maximum forfeiture of \$97,500 for any single continuing violation. In exercising such authority, we must take into account "the nature, circumstances, extent, and gravity of the violation and, with respect to the violator, the degree of culpability, any history of prior offenses, ability to pay, and such other matters as justice may require."<sup>27</sup>

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<sup>22</sup> 47 U.S.C. § 503(b); 47 C.F.R. § 1.80(f).

<sup>23</sup> See, e.g., *SBC Communications, Inc.*, Forfeiture Order, 17 FCC Rcd 7589, 7591, ¶ 4 (2002) (forfeiture paid).

<sup>24</sup> Attachment C lists the date(s) of the Enforcement Bureau inspections, the analog-only models identified in violation of Section 15.117(k), as well as the Target store(s) involved.

<sup>25</sup> Section 503(b)(5) states that no forfeiture liability shall be determined against any person who does not hold a license, permit, certificate, or other authorization issued by the Commission unless, prior to issuance of any Notice of Apparent Liability, such person is "(A) sent a citation of the violation charged; (B) is given a reasonable opportunity for a personal interview with an official of the Commission at the field office of the Commission which is nearest to such person's place of residence; and (C) subsequently engages in conduct of the type described in such citation." 47 U.S.C. § 503(b)(5). The violations discussed in this *NAL* are subject to forfeiture because we have issued the *Citations* and afforded Target an opportunity for a personal interview or to submit a written response. See Attachments A and B for 14 Citations cancelled in whole or in part. To the extent that the television receiving models involved in this *NAL* differ from those listed in the *Citations*, no additional citations are necessary because the more recent apparent violations are "conduct of the type described" in the earlier *Citations* – violations of Section 15.117(k). See *HighTech CB Shop*, Forfeiture Order, 20 FCC Rcd 12514, 12516 ¶ 9 (Enf. Bur. South Central Region 2005), *recon. denied*, 20 FCC Rcd 19269 (Enf. Bur. 2005). In any event, the requirements of Section 503(b)(5) do not apply to Target, which is a Commission licensee and therefore subject to forfeiture under Section 503(b)(2) of the Act without first receiving notice via a citation. See Call Sign WPOM307.

<sup>26</sup> 47 U.S.C. § 503(b)(2)(D). The Commission twice amended Section 1.80(b)(3) of the Rules, 47 C.F.R. § 1.80(b)(3), to increase the maximum forfeiture amounts, in accordance with the inflation adjustment requirements contained in the Debt Collection Improvement Act of 1996, 28 U.S.C. § 2461. See *Amendment of Section 1.80 of the Commission's Rules and Adjustment of Forfeiture Maxima to Reflect Inflation*, Order, 15 FCC Rcd 18221 (2000) (adjusting the maximum statutory amounts from \$10,000/\$75,000 to \$11,000/\$87,500); *Amendment of Section 1.80 of the Commission's Rules and Adjustment of Forfeiture Maxima to Reflect Inflation*, Order, 19 FCC Rcd 10945 (2004) (adjusting the maximum statutory amounts from \$11,000/\$87,500 to \$11,000/\$97,500).

<sup>27</sup> 47 U.S.C. § 503(b)(2)(E). See also 47 C.F.R. § 1.80(b)(4), Note to paragraph (b)(4): Section II. Adjustment Criteria for Section 503 Forfeitures.

9. The Commission's *Forfeiture Policy Statement*<sup>28</sup> and Section 1.80 of the Rules do not establish a specific base forfeiture for violation of the analog-only tuner labeling requirements. In adopting the Consumer Alert labeling requirements, the Commission stated that "[a]ccurate communication of this impending change is a highly material disclosure for consumers contemplating the purchase of a television."<sup>29</sup> We also noted that it is a matter of public safety for consumers who rely on analog-only televisions to obtain critical emergency information.<sup>30</sup>

10. Similar issues arose regarding labeling requirements for wireless hearing aid-compatible handsets. In those cases, the Enforcement Bureau established a base forfeiture amount of \$8,000 per handset model that failed to comply with the labeling requirements.<sup>31</sup> The labeling requirements for wireless hearing aid-compatible handsets and the analog-only tuner labeling requirements both serve the important goal of ensuring that consumers have access to necessary information. In light of the similarities in these labeling requirements, we conclude that a \$8,000 base forfeiture amount per unlabeled model or device in each store where Bureau agents and investigators observed a violation is appropriate for apparent violations of Section 15.117(k).<sup>32</sup>

11. We find that, beginning on June 19, 2007, as detailed in Attachment C, even after receiving the *Citations* warning of violations in its stores across the country, Target displayed numerous different models of equipment with an analog-only tuner in twenty-three stores without the required Consumer Alert label. As a result, Target continued to market television receiving equipment to consumers without adequately warning that the equipment contained an analog-only television receiver. Those consumers may not learn of their equipment's limitations until the analog-only devices cease to receive over-the-air television signals, long after any period for returning the equipment has expired. This scenario is precisely the outcome that our rule was intended to prevent.<sup>33</sup> Applying the analysis set forth above to the facts of this case, we conclude that Target is apparently liable for a \$296,000 base forfeiture.<sup>34</sup>

#### IV. ORDERING CLAUSES

12. Accordingly, **IT IS ORDERED** that, pursuant to Section 503(b) of the Communications Act of 1934, as amended, and Section 1.80 of the Commission's Rules, Target Corporation is hereby **NOTIFIED** of this **APPARENT LIABILITY FOR A FORFEITURE** in the amount of two hundred ninety-six thousand dollars (\$296,000) for violations of Section 15.117(k) of the Rules.<sup>35</sup>

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<sup>28</sup> See *The Commission's Forfeiture Policy Statement and Amendment of Section 1.80 of the Rules to Incorporate the Forfeiture Guidelines*, Report and Order, 12 FCC Rcd 17087, 17115 (1997), *recon. denied*, 15 FCC Rcd 303 (1999) ("*Forfeiture Policy Statement*").

<sup>29</sup> *Second DTV Periodic Report and Order* at ¶ 12.

<sup>30</sup> *Id.* See also 47 C.F.R. §§ 11.1-11.61, 79.2.

<sup>31</sup> See *Pine Telephone Inc.*, Notice of Apparent Liability, 22 FCC Rcd 9205, 9210 (Enf. Bur., Spectrum Enf. Div. 2007) subsequent history omitted; *IT&E Overseas, Inc.*, Notice of Apparent Liability, 22 FCC Rcd 7660, 7665 (Enf. Bur., Spectrum Enf. Div. 2007).

<sup>32</sup> We caution Target and other retailers that future cases involving repeat offenders may result in the imposition of forfeitures on a continuing violation basis.

<sup>33</sup> "After the transition, absent a label requirement, even cable and satellite subscribers might be surprised to find that they cannot receive television broadcasts over-the-air on an analog-only television purchased today if they choose to discontinue subscription service or their cable or satellite service is terminated by disaster, service disruption, or for non-payment of their bills." *Second DTV Periodic Report and Order* at ¶ 12.

<sup>34</sup> See Attachment C regarding the calculation of the total proposed forfeiture amounts.

<sup>35</sup> 47 U.S.C. § 503(b), 47 C.F.R. §§ 1.80, 15.117(k).

13. **IT IS FURTHER ORDERED** that, pursuant to Section 1.80 of the Commission's Rules within thirty days of the release date of this Notice of Apparent Liability for Forfeiture, Target Corporation **SHALL PAY** the full amount of the proposed forfeiture or **SHALL FILE** a written statement seeking reduction or cancellation of the proposed forfeiture.

14. Payment of the forfeiture must be made by check or similar instrument, payable to the order of the Federal Communications Commission. The payment must include the NAL/Account Number and FRN Number referenced above. Payment by check or money order may be mailed to Federal Communications Commission, P.O. Box 979088, St. Louis, MO 63197-9000. Payment by overnight mail may be sent to U.S. Bank – Government Lockbox #979088, SL-MO-C2-GL, 1005 Convention Plaza, St. Louis, MO 63101. Payment[s] by wire transfer may be made to ABA Number 021030004, receiving bank TREAS/NYC, and account number 27000001. For payment by credit card, an FCC Form 159 (Remittance Advice) must be submitted. When completing the FCC Form 159, enter the NAL/Account number in block number 23A (call sign/other ID), and enter the letters “FORF” in block number 24A (payment type code). Requests for full payment under an installment plan should be sent to: Chief Financial Officer -- Financial Operations, 445 12th Street, S.W., Room 1-A625, Washington, D.C. 20554. Please contact the Financial Operations Group Help Desk at 1-877-480-3201 or Email: [ARINQUIRIES@fcc.gov](mailto:ARINQUIRIES@fcc.gov) with any questions regarding payment procedures.

15. The response, if any, must be mailed to Federal Communications Commission, Enforcement Bureau, and must include the NAL/Acct. No. referenced in the caption.

16. The Commission will not consider reducing or canceling a forfeiture in response to a claim of inability to pay unless the petitioner submits: (1) federal tax returns for the most recent three-year period; (2) financial statements prepared according to generally accepted accounting practices ("GAAP"); or (3) some other reliable and objective documentation that accurately reflects the petitioner's current financial status. Any claim of inability to pay must specifically identify the basis for the claim by reference to the financial documentation submitted.

17. **IT IS FURTHER ORDERED** that a copy of this *Notice of Apparent Liability for Forfeiture* shall be sent by Certified Mail, Return Receipt Requested, and regular mail, to Target Corporation at its address of record and its counsel, Robert Schwartz, Constantine Cannon LLP, 1627 Eye Street NW, Washington, DC 20006.

FEDERAL COMMUNICATIONS COMMISSION

Marlene H. Dortch  
Secretary

## Attachment A

## Citations Issued to Target

<b>Store #- Location</b>	<b>Citation No.</b>	<b>Release Date</b>
Miami, FL	C20073260005	5/31/07
San Diego, CA 92111	C20073294007	5/31/07
Houston, TX 77070	C20073254001	6/1/07
Tampa, FL	C20073270003	6/1/07
Chesapeake, VA	C20073264002	6/1/07
Mesquite, TX	C20073250007	6/1/07
Lakewood, CA	C20073290019	6/1/07
Lakewood, CO	C20073280006	6/4/07
Vernon Hills, IL	C20073232006	6/5/07
Cupertino, CA	C20073296008	6/5/07
Allen, TX	C2007325009	6/6/07
Broadview, IL	C20073232008	6/6/07
Garland, TX	C20073250012	6/6/07
North Wales, PA	C20073240013	6/6/07
Laurel, MD	C20073234006	6/6/07
Westbury, NY	C20073238014	6/6/07
Langhorne, PA	C20073240014	6/7/07
San Diego, CA 92108	C20073294013	6/7/07
Houston, TX 77084	C20073254012	6/7/07
Mays Landing, NJ	C20073240016	6/11/07
Burlington, NJ	C20073240017	6/11/07
Humble, TX	C20073254013	6/11/07
Canton, MI	C20073236009	6/12/07
Plano, TX	C20073250014	6/12/07
Willowbrook, IL	C20073232010	6/13/07
Brooklyn, NY	C20073238027	6/14/07
Hayward, CA	C20073296019	6/15/07
Abington, PA	C20073240031	6/28/07
Webpage	DA 07-2351	6/6/07

## Attachment B

## Models Erroneously Listed in Citations

Citation No.	Manufacturer Model No.
C20073290019	Sony model SLV-D380P
C20073270003	TruTech model CR270TT8
C20073232006	TruTech model CR270TT8
C20073232006	TruTech model CR130TT8
C20073232008	TruTech model CR270TT8
C20073232008	TruTech model CR130TT8
C20073238014	TruTech model CR270TT8
C20073238014	TruTech model CR130TT8
C20073238014	TruTech model PVS31170S1
C20073240017	TruTech model CR270TT8
C20073240017	TruTech model CR130TT8
C20073236009	TruTech model CR270TT8
C20073236009	TruTech model CR130TT8
C20073238027	TruTech model CR270TT8
C20073238027	TruTech model CR130TT8
C20073238027	TruTech model PVS31170S1
C20073260005	TruTech model CR130TT8
C2007325009	TruTech model CR130TT8
C20073234006	TruTech model CR130TT8
C20073294007	TruTech model PVS31170S1
C20073294013	TruTech model CR270TT8
C20073294013	TruTech model PVS31170S1
C20073264002	TruTech model ZV450TT8
C20073264002	TruTech model CR130TT8



## Attachment C

1. 6/19/07, Target Store # 1031, Springfield, MO.

Manufacturer	Device	Model #	Forfeiture Amount
Magnavox	TV	26MF605W	\$8,000
Magnavox	TV	32MF605	\$8,000
Trutech	TV/DVD	KLV3112	\$8,000
		<b>Subtotal</b>	<b>\$24,000</b>

2. 6/19/07, Target Store # 774, Joplin, MO.

Manufacturer	Device	Model #	Forfeiture Amount
Magnavox	TV	15MF605T	\$8,000
Magnavox	TV	26MF605W	\$8,000
		<b>Subtotal</b>	<b>\$16,000</b>

3. 6/19/07, Target Store # 2006, Staten Island, NY.

Manufacturer	Device	Model #	Forfeiture Amount
Magnavox	TV	20MF605T/17	\$8,000
TruTech	TV/DVD	KLV3112	\$8,000
TruTech	TV/DVD	PVS2119	\$8,000
TruTech	TV/DVD	KLV3170	\$8,000
		<b>Subtotal</b>	<b>\$32,000</b>

4. 6/19/07, Target Store # 836, Glendale Heights, IL.

Manufacturer	Device	Model #	Forfeiture Amount
Philips	DVD Player & VCR	DVP3050V	\$8,000
		<b>Subtotal</b>	<b>\$8,000</b>

5. 6/19/07, Target Store # 1430, Richardson, TX.

Manufacturer	Device	Model #	Forfeiture Amount
Magnavox	Television	26MF605W	\$8,000
		<b>Subtotal</b>	<b>\$8,000</b>

6. 6/20/07, Target Store # 1763, Frisco, TX.

Manufacturer	Device	Model #	Forfeiture Amount
Magnavox	Television	32MF605	\$8,000
		<b>Subtotal</b>	<b>\$8,000</b>

7. 6/20/07, Target Store # 1975, Houston, TX.

Manufacturer	Device	Model #	Forfeiture Amount
Trutech	TV/DVD	KLV3112	\$8,000
Trutech	TV/DVD	KLV3170	\$8,000
		<b>Subtotal</b>	<b>\$16,000</b>

8. 6/21/07, Target Store # 1363, Reno, NV.

Manufacturer	Device	Model #	Forfeiture Amount
Memorex	DVD	MVDR2100	\$8,000
		<b>Subtotal</b>	<b>\$8,000</b>

9. 6/22/07, Target Store # 1502, Roseville, CA.

Manufacturer	Device	Model #	Forfeiture Amount
Memorex	DVDR	MVDR2100	\$8,000
Memorex	TV/VCR/DVD	MVDT2002	\$8,000
Philips	DVD/VCR	DVP3050V	\$8,000
		<b>Subtotal</b>	<b>\$24,000</b>

10. 6/25/07, Target Store # 0055, Dallas, TX.

Manufacturer	Device	Model #	Forfeiture Amount
Magnavox	TV	26MF605/231D	\$8,000
Magnavox	TV	32MF605/231D	\$8,000
		<b>Subtotal</b>	<b>\$16,000</b>

11. 7/2/07, Target Store # 64, Boulder, CO.

Manufacturer	Device	Model #	Forfeiture Amount
Memorex	DVD Recorder	MVDR2100/2	\$8,000
Memorex	DVD Recorder	MVDR2102	\$8,000
		<b>Subtotal</b>	<b>\$16,000</b>

12. 7/3/07, Target Store # 1004, Bowie, MD.

Manufacturer	Device	Model #	Forfeiture Amount
Memorex	20" TV	MT2012/24	\$8,000
		<b>Subtotal</b>	<b>\$8,000</b>

13. 7/9/07, Target Store # 1775, Dallas, TX.

Manufacturer	Device	Model #	Forfeiture Amount
Magnavox	Television	26MF605W/17	\$8,000
Magnavox	Television	32MF605W/17	\$8,000
TruTech	TV/DVD	PVS2119	\$8,000
		<b>Subtotal</b>	<b>\$24,000</b>

14. 11/28/07, Target Store # 1840, Kansas City, MO.

Manufacturer	Device	Model #	Forfeiture Amount
Phillips	DVD/VCR Combo	DVP3050V	\$8,000
		<b>Subtotal</b>	<b>\$8,000</b>

15. 11/29/07, Target Store # 1201, Independence, MO.

Manufacturer	Device	Model #	Forfeiture Amount
Memorex	TV	MT2012	\$8,000
		<b>Subtotal</b>	<b>\$8,000</b>

16. 12/5/07, Target Store # 1842, Overland Park, KS.

Manufacturer	Device	Model #	Forfeiture Amount
Philips	DVD/VCR Combo	DVP3050V	\$8,000
		<b>Subtotal</b>	<b>\$8,000</b>

17. 12/18/07, Target Store # 2043, Overland Park, KS.

Manufacturer	Device	Model #	Forfeiture Amount
Philips	DVD/VCR Combo	DVP3050V	\$8,000
		<b>Subtotal</b>	<b>\$8,000</b>

18. 12/18/07, Target Store # 1756, Olathe, KS.

Manufacturer	Device	Model #	Forfeiture Amount
Memorex	TV	MT2012	\$8,000
		<b>Subtotal</b>	<b>\$8,000</b>

19. 12/18/07, Target Store # 1543, Olathe, KS.

Manufacturer	Device	Model #	Forfeiture Amount
Memorex	TV	MT2012	\$8,000
		<b>Subtotal</b>	<b>\$8,000</b>

20. 1/22/08, Target Store # 0296, Poway, CA.

Manufacturer	Device	Model #	Forfeiture Amount
Memorex	TV/DVD	MT2024	\$8,000
		<b>Subtotal</b>	<b>\$8,000</b>

21. 1/22/08, Target Store # 1775, Dallas, TX.

Manufacturer	Device	Model #	Forfeiture Amount
Memorex	TV	MT2012	\$8,000
		<b>Subtotal</b>	<b>\$8,000</b>

22. 1/22/08, Target Store # 0360, Eagen, MN.

Manufacturer	Device	Model #	Forfeiture Amount
Trutech	TV/DVD	KLV3112	\$8,000
Trutech	TV/DVD	KLV3170	\$8,000
		<b>Subtotal</b>	<b>\$16,000</b>

23. 2/25/08, Target Store # 1416, Springfield, VA.

Manufacturer	Device	Model #	Forfeiture Amount
Memorex	TV	MT2024/25D	\$8,000
		<b>Subtotal</b>	<b>\$8,000</b>

**TOTAL PROPOSED FORFEITURE: \$296,000.00**