

CERTIFIED FOR PUBLICATION

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION EIGHT

PO-JEN CHEN et al,

Plaintiffs and Appellants,

v.

INTERINSURANCE EXCHANGE OF
THE AUTOMOBILE CLUB,

Defendant and Respondent.

B194345

(Los Angeles County
Super. Ct. No. BC 315469)

ORDER MODIFYING OPINION
AND DENYING PETITION FOR
REHEARING

[CHANGE IN JUDGMENT]

THE COURT*:

The opinion herein, filed on June 19, 2008, is modified as follows: The first sentence in the Disposition reads:

The trial court is directed to vacate its costs award to respondent, and to recalculate appellants' costs award as a prevailing party without regard to respondent's 998 offer to settle.

Is replaced with the following:

The trial court is directed to vacate its costs award to respondent, to permit appellants to file a new Memorandum of Costs, and to recalculate appellants' costs award as prevailing parties without regard to respondent's 998 offer to settle.

There is a change in judgment. The petition for rehearing is denied.

COOPER, P. J.

RUBIN, J.

FLIER, J.