CERTIFIED FOR PUBLICATION IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA SECOND APPELLATE DISTRICT

DIVISION SIX

In re RAMON STEVENS,

on Habeas Corpus.

2d Civil No. B170328 (Super. Ct. No. CR41322) (Ventura County)

ORDER MODIFYING OPINION [NO CHANGE IN JUDGMENT]

The court on its own motion orders that the opinion filed herein on June 29, 2004, be modified as follows:

1. On page 6, after the last sentence of the third paragraph, add the following:

As of January of 2004 there are approximately 233.1 million users of the Internet. (*Ashcroft v. American Civil Liberties Union* (2004) U.S. [124 S.Ct. 2783, 2794].)

2. On page 7, the first full paragraph, after the second sentence, delete the word "*Ibid*." and insert in its place the following:

Ashcroft v. American Civil Liberties Union, supra, U.S.

[124 S.Ct. 2783]

3. On page 9, the second full paragraph, the last sentence, delete the period at the end of the "*Berry*" cite, and add the following:

; see also Ashcroft v. American Civil Liberties Union, supra, ____

U.S. [124 S.Ct. at p. 2791]

There is no change in the judgment.