

**CERTIFIED FOR PUBLICATION**

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION FIVE

HENRY C. YUEN et al.,

Petitioners,

v.

THE SUPERIOR COURT OF LOS  
ANGELES COUNTY,

Respondent.

GEMSTAR-TV GUIDE INTERNATIONAL,  
INC. et al.,

Real Parties in Interest.

B172662

(Los Angeles County  
Super. Ct. No. BS086054)

(Mary Ann Murphy, Judge)

ORDER MODIFYING  
CONCURRING OPINION  
[NO CHANGE IN JUDGMENT]

THE COURT:

It is ordered that the concurrence to the opinion filed herein on August 25, 2004, be modified as follows:

1. On page 6 of the concurrence, in the fifth line of the paragraph which begins “It appears that the plurality opinion . . .” after the *Pedcor* citation, insert a second citation so that the whole citation will now read as follows:

“(See *Pedcor, supra*, 343 F.3d at pp. 360, 362, fn. 30; see also *Garcia v. DIRECTV, Inc.* (2004) 115 Cal.App.4th 297, 298, 303, fn. 2.)”

There is no change in judgment.

MOSK, J.