

IN THE SUPREME COURT OF CALIFORNIA

THE PEOPLE,)	
)	
Plaintiff and Respondent,)	
)	S033360
v.)	
)	
KEONE WALLACE,)	
)	Fresno County
Defendant and Appellant.)	Super. Ct. No. 444550-8
_____)	

MODIFICATION OF OPINION

THE COURT:

The opinion herein filed August 14, 2008, and published at 44 Cal.4th 1032, is modified as follows:

On page 1087, second full paragraph, before the last sentence, and after the sentence, “Here, the trial court’s authorization for defendant to submit to a psychiatric evaluation by a prosecution expert was contrary to our recent opinion in *Verdin*.” the following sentence is inserted: “Moreover, admission of Dr. Terrell’s testimony regarding defendant’s refusal to cooperate with the court-ordered psychiatric examination was also error.”

This modification does not affect the judgment.