

IN THE SUPREME COURT OF CALIFORNIA

| | | |
|----------------------------|---|--------------------------|
| THE PEOPLE, |) | S118052 |
| |) | |
| Plaintiff and Respondent, |) | Ct.App. 5 F037501 |
| |) | |
| v. |) | Kern County |
| |) | Super. Ct. No. SC081072A |
| ALONZA RYDELL THOMAS, JR., |) | |
| |) | |
| Defendant and Appellant. |) | ORDER MODIFYING OPINION |
| _____ |) | [NO CHANGE IN JUDGMENT] |

The opinion herein, appearing at 35 Cal.4th 635, is modified as follows:

The last sentence of the first paragraph on page 644 is deleted, and the following sentence is substituted in its place:

“Moreover, Penal Code section 12022.53, subdivision (h), expressly forbids the trial court from striking an allegation of personal firearm use.”

This modification does not affect the judgment.