

Filed 9/9/10

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
FIRST APPELLATE DISTRICT
DIVISION FOUR

JAMES HOWARD et al.,
Plaintiffs and Appellants,

v.

AMERICAN NATIONAL FIRE INS. CO.
et al.,
Defendants and Appellants.

A121569 & A123187

(San Francisco County
Super. Ct. Nos. 307379 & 307383)

**ORDER DENYING REHEARING
AND MODIFYING OPINION
[NO CHANGE IN JUDGMENT]**

BY THE COURT:

Defendants' petition for rehearing is denied.

The opinion heretofore filed is modified as follows:

1. Under the heading I B, in the third paragraph, fifth sentence: strike the figure \$3,360.099.88 and replace with the figure \$3,067,397.
2. Under the heading II H, in the seventh paragraph, ninth sentence: Strike the sentence and accompanying case citation ("State courts" through "duty to indemnify]").

The above modification does not effect any change in the judgment.

Dated:

_____ P.J.