

CERTIFIED FOR PUBLICATION

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION EIGHT

THE PEOPLE,

Plaintiff and Respondent,

v.

ERNEST J. CARRASCO,

Defendant and Appellant.

B193002

(Super. Ct. No. VA088910)

ORDER MODIFYING OPINION
AND DENYING PETITION FOR
REHEARING

[NO CHANGE IN JUDGMENT]

THE COURT*:

The opinion herein, filed on June 6, 2008, is modified as follows:

On page 14, footnote 4, second paragraph of the majority opinion, the portion of the first line that states, “On appeal, defendant does not argue that . . .” should be changed and read as follows: “In supplemental letter briefing requested by this court, defendant argued that”

This modification effects no change in judgment.

Appellant’s petition for rehearing is denied.

* COOPER, P. J.

RUBIN, J.