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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

THIRD APPELLATE DISTRICT

(Sacramento)

CALIFORNIA ATTORNEYS etc.,

Plaintiff and Appellant,

v.

ARNOLD SCHWARZENEGGER, as Governor etc., et al.,

Defendants and Respondents.

C058415

(Super. Ct. No. 07CS00835)

ORDER MODIFYING CONCURRING OPINION; NO CHANGE IN JUDGMENT

THE COURT:

It is ordered that the separate, concurring opinion filed in this case on May 28, 2009, be modified as follows:

On page 3, line 19, of the concurring opinion, delete the citation to "*People v. Sweig* (2008) 167 Cal.App.4th 1145, 1153."

This modification does not change the judgment.

SCOTLAND , P. J.