

Filed 11/9/06

CERTIFIED FOR PUBLICATION

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

FIRST APPELLATE DISTRICT

DIVISION ONE

THE PEOPLE,
Plaintiff and Appellant,
v.
VINCENT EDWARD CALLAHAN,
Defendant and Respondent.

A112067

(Napa County Super. Ct.
No. CR119276)

ORDER MODIFYING OPINION
[NO CHANGE IN JUDGMENT]

THE COURT:

It is ordered that the opinion filed herein on November 6, 2006, be modified as follows:

On page 7, the first sentence of the first paragraph, the word “construction” is changed to “causation” so the sentence reads:

In the present case, the award of actual custody credit does not pass the strict causation test.

This modification does not affect the judgment.