

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION SEVEN

THE PEOPLE,

Plaintiff and Respondent,

v.

JASON LAMONT TROTTER,

Defendant and Appellant.

B149459

(Super. Ct. No. TA057821)

ORDER MODIFYING OPINION

[no change in the judgment]

IT IS ORDERED that the opinion filed herein on September 4, 2002, is modified as follows:

1. The text of footnote 40 at page 13 is deleted entirely and the following language inserted as the new footnote 40:

This issue is currently pending in *People v. Hernandez* (2002) 95 Cal.App.4th 1346, review granted May 15, 2002 (S105271); *People v. Smith* (B133309), review granted June 19, 2002 (S106273); and *People v. Du* (B110122), review granted June 19, 2002 (S106740); and a petition for review is pending in *People v. Alas* (2002) 100 Cal.App.4th 293.

This modification does not effect a change in the judgment.