

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT
DIVISION EIGHT

In re

WILMER EDUARDO ALBERTO,

On Habeas Corpus.

B158722

(Super. Ct. No. BA240229)

ORDER MODIFYING OPINION
[NO CHANGE IN JUDGMENT]

THE COURT:*

IT IS ORDERED that the opinion filed herein on September 25, 2002, be modified as follows:

At page 4, footnote 3 is expanded to add the following paragraph:

“Petitioner has challenged the constitutionality of section 1275, subdivision (c), an issue we do not decide.”

No change in judgment.

*COOPER, P.J.

RUBIN, J.

BOLAND, J.