

**CERTIFIED FOR PARTIAL PUBLICATION\***

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION ONE

TRINIDAD MACIAS,

Plaintiff and Appellant,

v.

COUNTY OF LOS ANGELES et al.,

Defendants and Respondents.

B182831

(Super. Ct. No. VC 040762)

(Brian F. Gasdia, Judge)

ORDER MODIFYING OPINION  
AND DENYING REHEARING

[NO CHANGE IN JUDGMENT]

THE COURT:\*\*

IT IS ORDERED that the opinion filed herein on October 27, 2006, be modified in the following particulars:

On page 14, in the third full paragraph of the typed opinion, the first two sentences (beginning with “Government Code,” retaining its citations and ending with “negligence”) are deleted, and in their place the following, so that it now reads:

Government Code section 821.6 provides immunity for malicious prosecution. (*Sullivan v. County of Los Angeles* (1974) 12 Cal.3d 710, 719-720; see also *Asgari v. City of Los Angeles* (1997) 15 Cal.4th 744, 752.) It

does not immunize the individual defendants against Macias' claims for battery, false imprisonment, intentional infliction of emotional distress, and negligence.

This modification does not have an effect on the judgment.

The petition for rehearing is denied.

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MALLANO, Acting P.J.      ROTHSCHILD, J.      JACKSON, J.\*\*\*

\*\*\* (Judge of the L. A. Sup. Ct. assigned by the Chief Justice pursuant to art. VI, § 6 of the Cal. Const.)

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\* Pursuant to California Rules of Court, rules 976(b) and 976.1, this opinion is certified for publication with the exception of parts III and IV.