

CERTIFIED FOR PUBLICATION
IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT
DIVISION SEVEN

ALLEN RAY KLEIN et al.,

Plaintiffs and Appellants,

v.

CHEVRON U.S.A., INC. et al.,

Defendants and Respondents.

B219113

(Los Angeles County
Super. Ct. No. BC367812)

ORDER MODIFYING OPINION,
DENYING REHEARING

NO CHANGE IN JUDGMENT

THE COURT:

It is ordered that the opinion filed herein on January 25, 2012, be modified as follows:

1. In the sentence that begins on page 48 and continues on page 49, the words “defined the term gallon to mean 231 cubic inches of fuel without reference to temperature” are replaced with the words “made no reference to temperature in defining the term gallon,” so the sentence reads:

Thus, for the purposes of retail motor fuel transactions, California has made no reference to temperature in defining the term gallon.

Appellant’s petition for rehearing is denied.