

CERTIFIED FOR PUBLICATION

**IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

(Sacramento)

KEVIN BEACH,

Plaintiff and Respondent,

v.

HARCO NATIONAL INSURANCE COMPANY,

Defendant and Appellant.

C039243

(Super.Ct.No. 01AS00480)
ORDER MODIFYING OPINION
AND DENYING REHEARING
[NO CHANGE IN JUDGMENT]

THE COURT

It is ordered that the opinion filed herein on May 30, 2003, be modified as follows:

1. On page 16, the first line of the first paragraph reads:

Notwithstanding defendant's fears, exposing bad faith

The line should be changed to read:

Notwithstanding plaintiff's fears, exposing bad faith

There is no change in the judgment.

Defendant's petition for rehearing is denied.

FOR THE COURT:

BLEASE, Acting P.J.

MORRISON, J.

HULL, J.

