

**CERTIFIED FOR PUBLICATION**  
**IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA**  
**FOURTH APPELLATE DISTRICT**  
**DIVISION TWO**

ALFREDO A. FIGUEROA et al.,

Plaintiffs and Appellants,

v.

CALIFORNIA ENERGY RESOURCES  
CONSERVATION AND  
DEVELOPMENT COMMISSION ,

Defendant and Respondent;

BLYTHE ENERGY, LLC,

Defendant and Real Party in  
Interest.

E030510

(Super.Ct.No. BLC1812)

MODIFICATION OF OPINION  
AND DENIAL OF PETITION FOR  
REHEARING  
[NO CHANGE IN JUDGMENT]

THE COURT:

It is ordered that the opinion filed July 25, 2003, is modified in the following respects:

1. Page 2, second paragraph under Facts and Procedural History, correct spelling of “Warren-Aliquots” to “Warren-Alquist” in both references.
2. Page 5, delete the entire paragraph beginning “But the regulation requires . . . period has elapsed .”
3. Page 5, to the paragraph following the deleted paragraph, beginning “Regulation . . .” add the word “However, regulation” and continue as written.

This modification does not effect a change in the judgment.

The petition for rehearing is denied.

/s/ Ward  
J.

We concur:

/s/ Ramirez  
P.J.

/s/ Hollenhorst  
J.