

12/19/03

**CERTIFIED FOR PUBLICATION**

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

FOURTH APPELLATE DISTRICT

DIVISION THREE

RUS, MILIBAND & SMITH,

Cross-Complainant and Appellant,

v.

CONKLE & OLESTEN et al.,

Cross-Defendants and Respondents.

G030325

(Super. Ct. No. 00CC09852)

MODIFICATION OF OPINION;  
NO CHANGE IN JUDGMENT

The court has received a request for “correction of decision” which it will treat as a request for modification of the opinion filed November 21, 2003. The motion is DENIED, except in regard to the following particulars:

1. On page 18 of the slip opinion, in the third complete paragraph, the parenthetical material should end with the words “a good settlement” and not, as they now do, with the words “justified the withdrawal”.

2. On page 20 of the slip opinion, insert “row” for “road” in the penultimate sentence in the first full paragraph.

Also, on the court's own motion, in the last sentence of the second paragraph on page 2 of the slip opinion "the merely cite" should be "they merely cite".  
These modifications do not change the judgment.

SILLS, P. J.

WE CONCUR:

O'LEARY, J.

MOORE, J.