

Filed 9/28/05

CERTIFIED FOR PUBLICATION

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

FOURTH APPELLATE DISTRICT

DIVISION THREE

COUNTY OF ORANGE,

Plaintiff and Respondent,

v.

BRADFORD SMITH,

Defendant and Appellant.

G034254

(Super. Ct. No. 01FL003269)

ORDER MODIFYING OPINION

The opinion filed in this case on September 28, 2005, is hereby ORDERED modified as follows:

1. On page 20, under the topic heading "DISPOSITION," the sentence reading, "The mother shall recover her costs on appeal," shall be deleted.

2. The following sentence shall be inserted in its place, "The County shall recover its costs on appeal."

Except as expressly stated herein, this modification does not effect a change in the judgment.

MOORE, J.

I CONCUR:

RYLAARSDAM, ACTING P. J.