

IN THE SUPREME COURT OF CALIFORNIA

THE PEOPLE,)	
)	
Plaintiff and Respondent,)	
)	S082112
v.)	
)	Ct.App. 4/1 D029586
RICHARD HURTADO,)	
)	Imperial County
Defendant and Appellant.)	Super. Ct. No. 13328A
_____)	

THE COURT:

The court's decision filed August 22, 2002, and reported at 28 Cal.4th 1179, is modified by the deletion of part VI of the majority opinion.

This modification does not effect a change in the judgment.