

IN THE SUPREME COURT OF CALIFORNIA

THE PEOPLE,)	S086611
)	
Plaintiff and Respondent,)	Ct.App. 5 F028945
)	
v.)	Kern County
)	Super. Ct. No. 68695
JAMES ALLEN MAR,)	
)	ORDER MODIFYING OPINION
Defendant and Appellant.)	[NO CHANGE IN JUDGMENT]
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BY THE COURT:

The majority opinion herein, filed August 22, 2002, is modified as follows:

Add as a last sentence to footnote 1, page 16, the following sentence: Of course, it is customary for the opinions of appellate courts to include citations to the published work of student authors. (See, e.g., Cal. Style Manual (4th ed. 2000) § 3.8, pp. 100-101; ABA, Judicial Opinion Writing Manual — A Product of the Appellate Judges Conference (1991) rule 5.4, p. 71; *Golden Gateway Center v. Golden Gateway Tenants Assn.* (2001) 26 Cal.4th 1013, 1020-1021, fn. 4 & accompanying text (plur. opn. by Brown, J.) [stating that “numerous legal commentators have . . . questioned . . . curious omissions [in this court’s decision] in *Robins* [*v. Pruneyard Shopping Center* (1979) 23 Cal.3d 899],” and citing, among other authorities, a student Comment in *Gonzaga Law Review*, a student Comment in the *University of Richmond Law Review*, and a student Note in the *California Law Review*].)

The dissenting opinion of Brown, J., is modified as follows:

Delete footnote 1 and italicize the phrase “student comment” in the last sentence on page 3.

This modification does not affect the judgment.