

CERTIFIED FOR PARTIAL PUBLICATION

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION EIGHT

CONSUMER ADVOCACY GROUP,  
INC. et al.,

Plaintiffs and Appellants,

v.

KINTETSU ENTERPRISES OF  
AMERICA et al.,

Defendants and Respondents.

B158840

(Los Angeles County  
Super. Ct. No. JCCP 4182)

**ORDER MODIFYING OPINION  
AND DENYING REHEARING**

[CHANGE IN JUDGMENT]

THE COURT: \*

1. It is ordered that the opinion filed on May 17, 2005 be modified as follows:

Page 40, lines 15 through 17 which provide as follows:

“Pacifica Hotel Co.

(dismissal improper because second notice valid as to occupational and  
environmental exposures);” are deleted.

The following text is inserted in the place of the deleted text:

“Pacifica Hotel Co.

(dismissal proper because notice invalid);”

This modification effects a change in the judgment.

2. Pacifica Hotel Co.’s petition for rehearing is denied.

3. 7-Eleven, Inc., Wal-Mart Stores, Inc., Sam's Club, Circle K Stores, Inc. and Tosco Corporation's petition for rehearing is denied.

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\* COOPER, P.J.

BOLAND, J.