

Filed 8/9/05

IN THE
Court of Appeal of the State of California

IN AND FOR THE
Fifth Appellate District

TRB INVESTMENTS, INC., et al.,

Plaintiffs and Appellants,

v.

FIREMAN'S FUND INSURANCE COMPANY,

Defendant and Respondent.

F045816

(Super. Ct. No. 250247)

ORDER MODIFYING OPINION

It is ordered that the opinion filed herein on July 15, 2005, be modified in the following particulars:

On page eight of the slip opinion, the following language is deleted: "Where no ambiguity exists, we need not consider the insured's reasonable expectations. (*La Jolla Beach & Tennis Club, Inc. v. Industrial Indemnity Co.* (1994) 9 Cal.4th 27, 37-38.)"

This modification does not effect a change in the judgment.

Wiseman, Acting P.J.

Cornell, J.

Gomes, J.