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**IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA**

**FOURTH APPELLATE DISTRICT**

**DIVISION TWO**

THE PEOPLE,

Plaintiff and Respondent,

v.

CHAD ROBERT BOYKO,

Defendant and Appellant.

E054488

(Super.Ct.No. FVI1002448)

ORDER MODIFYING OPINION

[NO CHANGE IN JUDGMENT]

**THE COURT:**

The opinion herein, filed on September 11, 2012, is modified as follows:

1. Page 13, first sentence is deleted and replaced with:

There is no requirement in Government Code section 29550.1 of a finding of ability to pay. (See Govt. Code, § 29550.1.)

2. Page 13, third sentence of first full paragraph is deleted and replaced with:

In other words, Government Code section 29550 appears to apply to defendants arrested by officers of a county, and Government Code section 29550.2 applies to arrests by a “governmental entity not specified in Section

29550 or 29550.1.” (Govt. Code, § 29550.2; *Pacheco, supra*, 187

Cal.App.4th at p. 1399, fn. 6.)

There is no change in the judgment.

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HOLLENHORST  
J.

We concur:

RAMIREZ  
P. J.

KING  
J.