

CERTIFIED FOR PARTIAL PUBLICATION*

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT
(Sacramento)

THE PEOPLE,

Plaintiff and Respondent,

v.

RO VAN VO et al.,

Defendants and Appellants.

C034960

(Super. Ct. No.
98F03454)

ORDER MODIFYING
OPINION AND DENYING
REHEARING

[NO CHANGE IN
JUDGMENT]

THE COURT:

It is ordered that the opinion filed herein on April 19, 2005, be modified as follows:

On page 67, in the paragraph that begins "This interpretation," delete the second sentence and insert in its place the following sentence:

Included in those designated felonies is one that is punishable *only* by a term of life in prison without

* Pursuant to California Rules of Court, rule 976.1, this opinion is certified for publication with the exception of parts I, II, III, IV, V, VI, VIIIE, VIIIB, C, D, E, and IX.

possibility of parole: kidnapping for ransom in which the victim "suffers death or bodily harm, or is intentionally confined in a manner which exposes [the victim] to a substantial likelihood of death" (§ 209, subd. (a)).

This modification does not change the judgment.

Defendant Tran's petition for rehearing is denied.

BY THE COURT:

SIMS, Acting P.J.

MORRISON, J.

ROBIE, J.