

Filed 9/21/23 (unmodified opn. attached; second modification)

CERTIFIED FOR PARTIAL PUBLICATION*

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION TWO

PIEDMONT CAPITAL
MANAGEMENT, LLC,

Plaintiff and Appellant,

v.

RAYMOND MCELFISH,

Defendant and
Respondent.

B316372

(Los Angeles County
Super. Ct. No.
20STCV14138)

ORDER MODIFYING
OPINION

NO CHANGE IN THE
JUDGMENT

THE COURT:

It is ordered that the opinion filed herein on August 24, 2023, be
modified as follows:

* Pursuant to California Rules of Court, rules 8.1100 and 8.1110, this opinion is certified for publication as to all parts except Part II of the Discussion.

1. On page 15, in the last sentence of the second full paragraph, delete the word “availing” and replace it with “unavailing” so that the full sentence reads:

This, too, was error for the reasons explained above, and McElfish’s argument to the contrary is unavailing.

* * *

There is no change in the judgment.

ASHMANN-GERST, Acting P. J. CHAVEZ, J. HOFFSTADT, J.