

JUL 15 2015

By \_\_\_\_\_ Deputy

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA  
FIFTH APPELLATE DISTRICT

ANDRE TORIGIAN et al.,  
Plaintiffs and Respondents,

v.

WT CAPITAL LENDER SERVICES,  
Defendant and Appellant.

F068393

(Super. Ct. No. 10CECG03800)

**ORDER MODIFYING OPINION AND  
DENYING REHEARING  
[NO CHANGE IN JUDGMENT]**

**THE COURT:**

It is ordered that the opinion filed herein on June 24, 2015, be modified in the following particulars:

1. On page 1, counsel listing for defendant and appellant, which reads “Adelson, Hess & Kelly,” is corrected to read “Adleson, Hess & Kelly.”

2. The last sentence on page 23 and continuing on page 24 commencing “Thus, the attorney fees” is deleted and the following sentence is inserted in its place:

Thus, the attorney fees incurred prior to the filing of the Torigians’ objection to WT Capital’s declaration of nonmonetary status were incurred during the pleading stage of the litigation and do not indicate WT Capital actively was litigating the Torigians’ equitable claims.

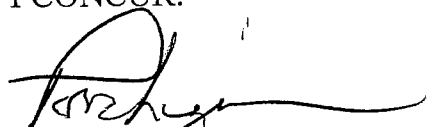
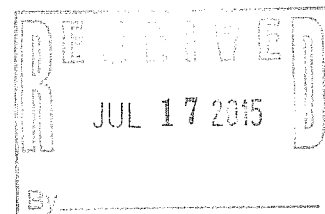
There is no change in the judgment.

Appellant's petition for rehearing is denied.



KANE, Acting P.J.

I CONCUR:

  
POOCHIGIAN, J.

F068393

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