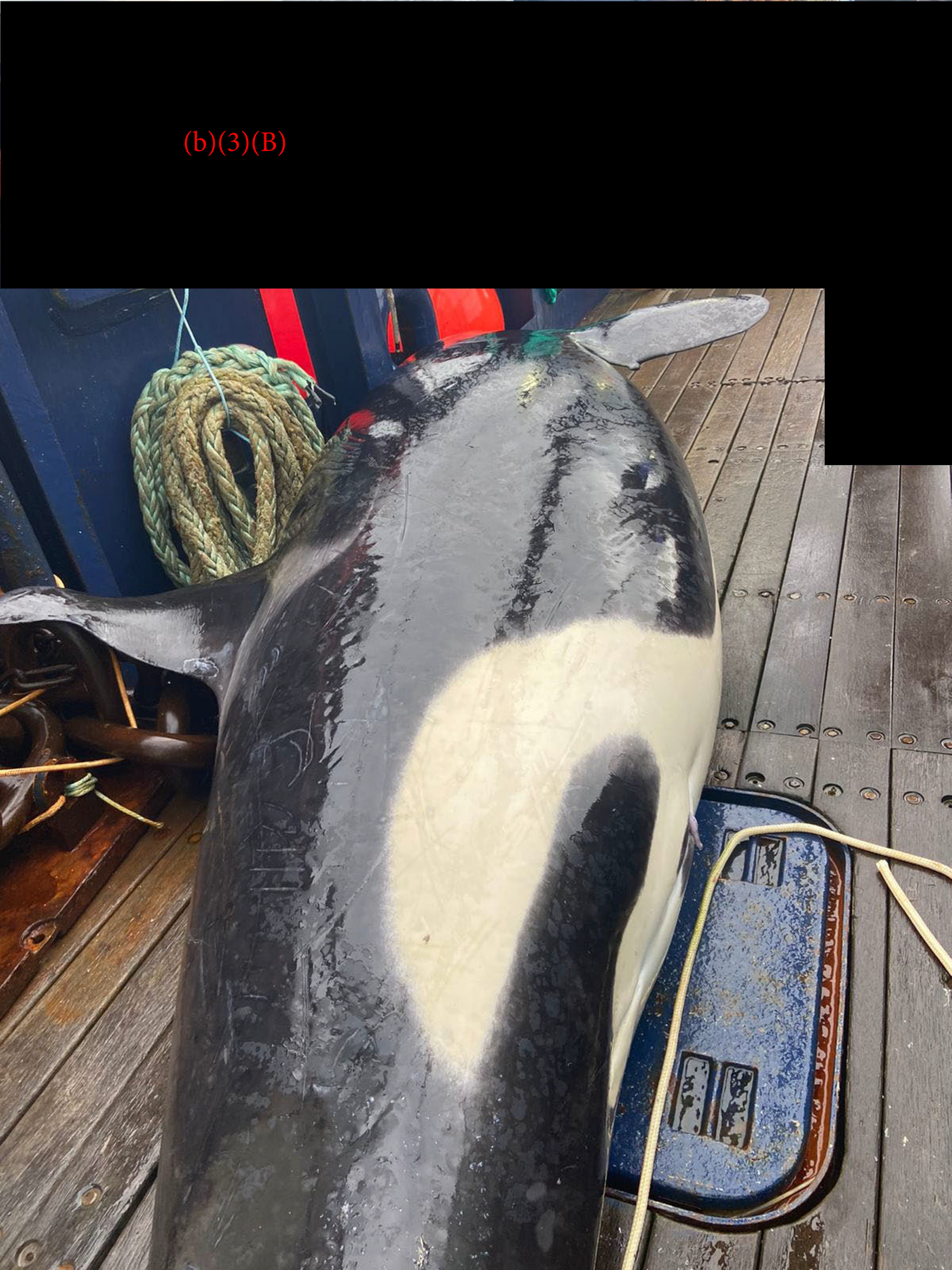(b)(3)(B)