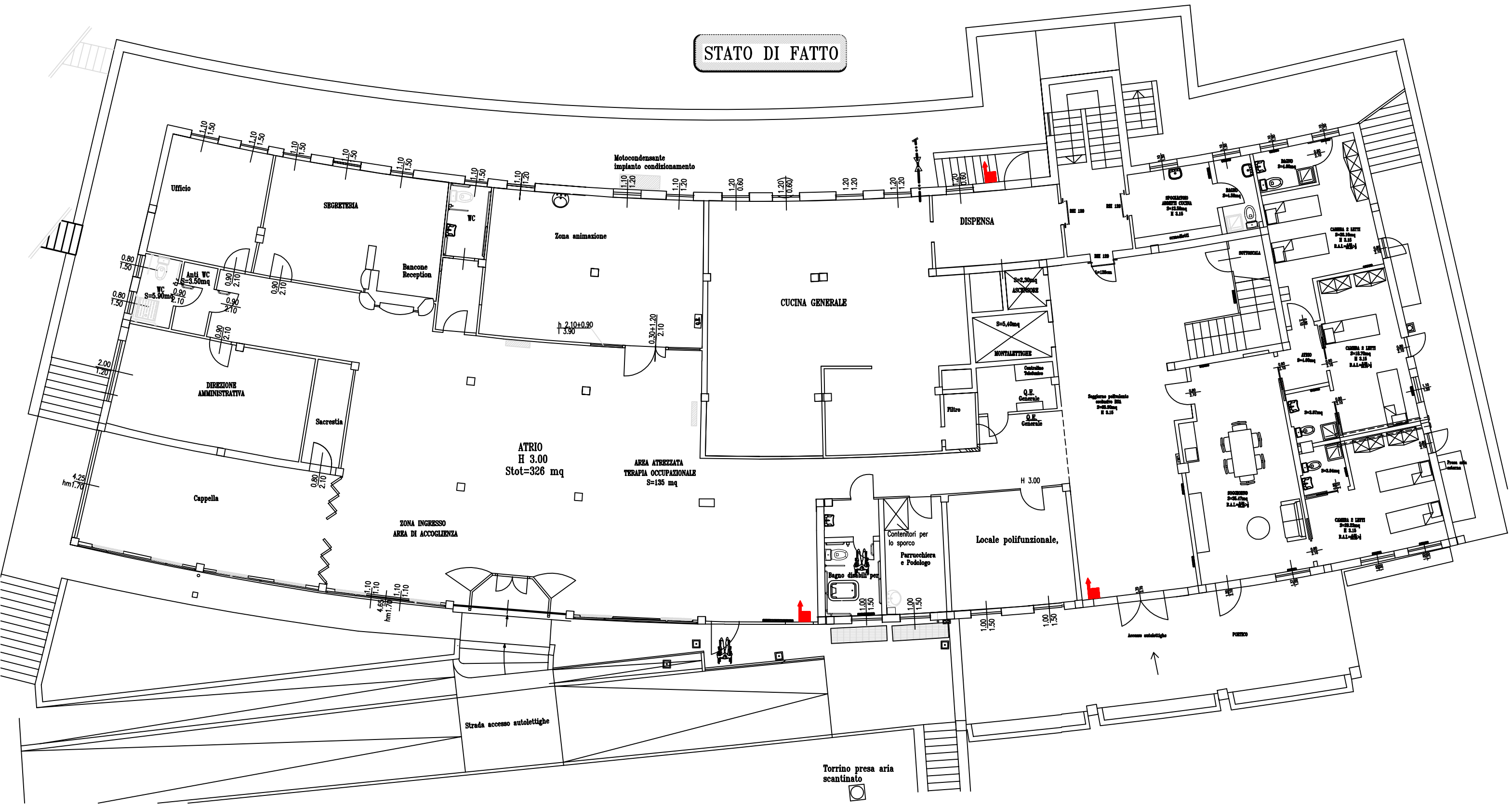STATO DI FATTO