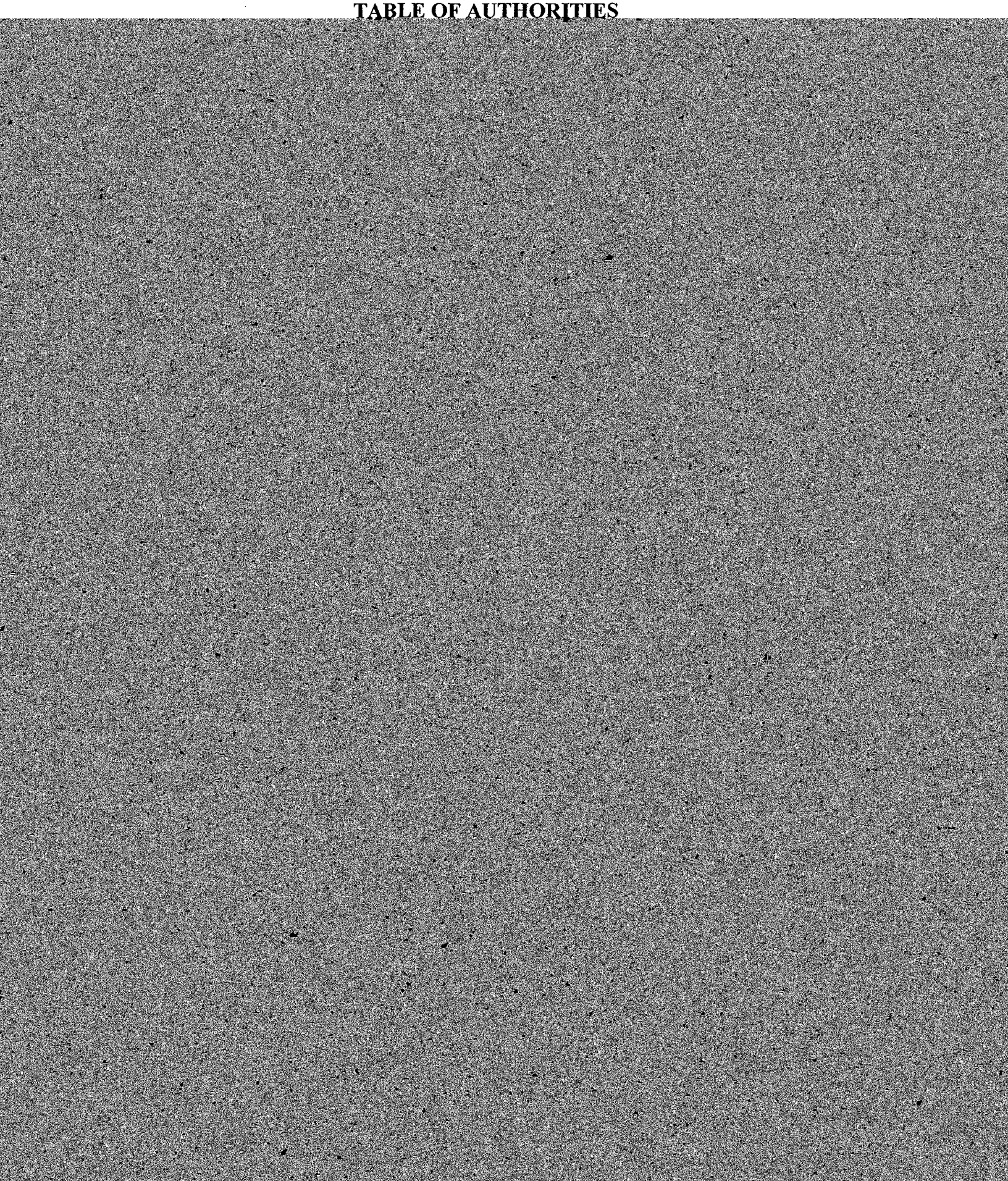
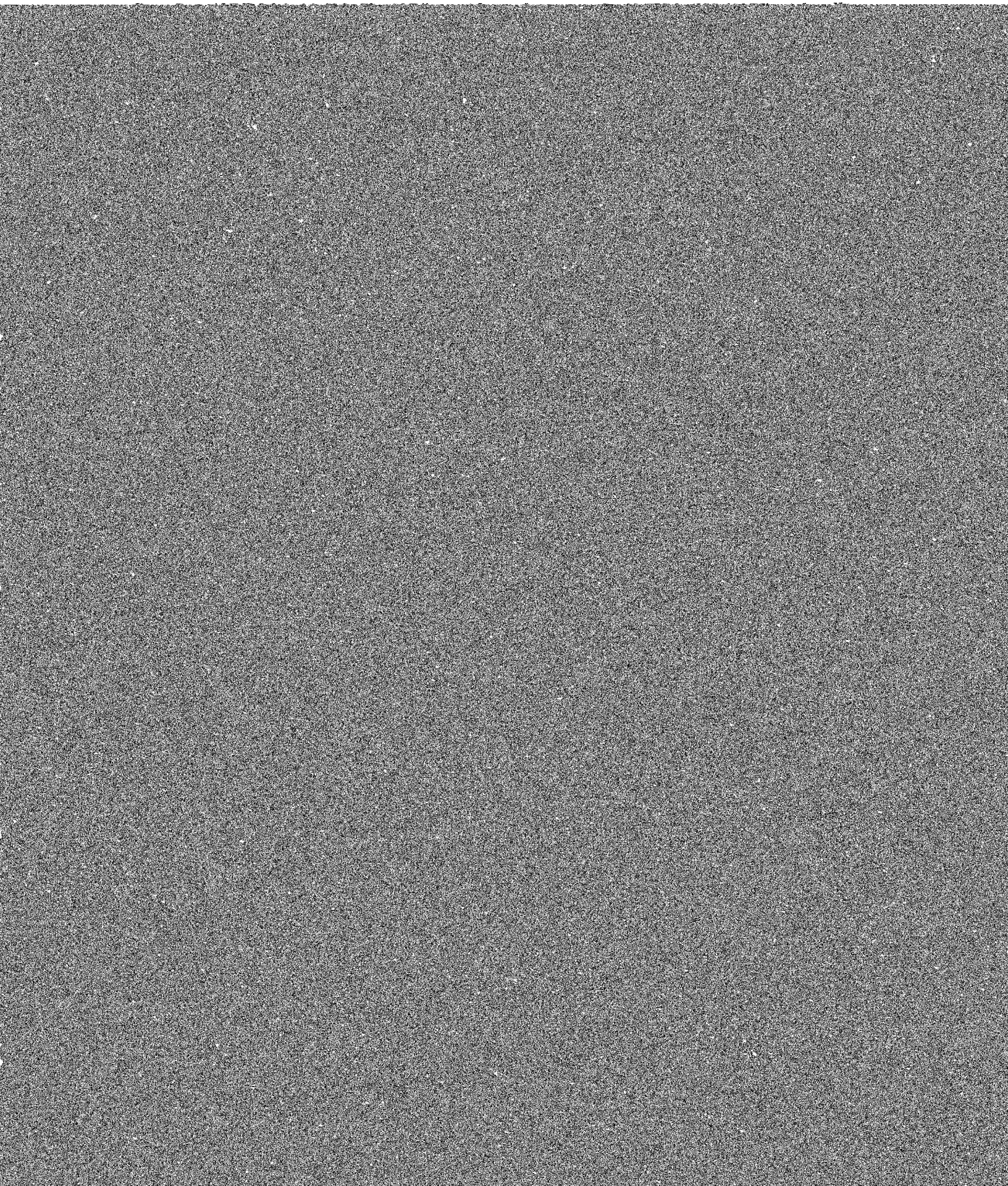
TABLE OF AUTHORITIES



state board is properly considered to be a private entity and the true owner [illegible] standard



purposes of this motion, that the Board did in fact issue Cease and Desist Orders (Complaint ¶ 20), which leaves the issue of where the Board finds the authority to so act.

The Board argues that its authority to "act" to prevent and restrain unfair labor practices is "[un-

If instead the Board is denying that its conduct is per se unlawful, that contention is irrelevant to the Board's motion to dismiss.

VII. CONCLUSION