



**IN THE SUPREME COURT OF THE VIRGIN ISLANDS**

**FATHI YUSUF and UNITED CORPORATION,**  
Appellants/Defendants,

**S. Ct. Civ. No. 2013-0040**  
Re: Super. Ct. Civ. No. 370/2012 (STX)

v.

**MOHAMMAD HAMED by his authorized agent,**  
**WALEED HAMED,**  
Appellee/Plaintiff.

2013 MAR 31 PM 12:48

On Appeal from the Superior Court of the Virgin Islands

**ORDER AND EXPEDITED BRIEFING SCHEDULE**

**THIS MATTER** is before the Court on Appellants’ May 28, 2013 Motion for Expedited Appeal and Appellee’s May 29, 2013 Response, in which he agrees that this matter should be expedited. In this appeal, Appellants seek a review of the Superior Court’s April 25, 2013 Order and accompanying Memorandum Opinion granting a preliminary injunction. Supreme Court Rule 6(b), which governs interlocutory appeals, mandates that “[i]n all interlocutory appeals, appellant shall move for expedited review under Rule 5(e).” Accordingly, because this Court’s rules mandate that the instant appeal receive expedited status, it is hereby

**ORDERED** that Appellants’ Motion for Expedited Appeal is **GRANTED**; and it is further

**ORDERED** that the Clerk of the Superior Court shall immediately e-file the record in this matter; and it is further

**ORDERED** that, in order to implement the procedures provided in V.I.S.CT.R. 10(d) and 24(b), as applicable, the parties shall immediately meet and confer regarding the record necessary to a full consideration of this appeal; and it is further

**ORDERED** that the following shall constitute the expedited briefing schedule:

- 1. Appellants' brief and joint appendix shall be served and filed on or before June 13, 2013.**
- 2. Appellee's brief shall be served and filed on or before June 27, 2013.**
- 3. Appellant's reply brief, if any, shall be served and filed on or before July 5, 2013.**

Pursuant to Supreme Court Rule 40.2 all briefs, appendices and other documents filed by a member of the Virgin Islands Bar must be electronically filed and served. Pursuant to Supreme Court Rule 40.3(g) a party who electronically files a brief or appendix must conventionally file seven (7) paper copies of the brief and four (4) paper copies of the appendix within three (3) days after e-filing said documents.

It is the duty of the parties in the first instance to cooperate in filing one (1) Joint Appendix on appeal. The Court may permit, upon timely motion, the filing of separate appendices upon certification with supporting documents that a given party is not cooperating pursuant to V.I.S.CT.R. 24.

Proof of service must accompany all documents submitted or filing with the Court pursuant to V.I.S.CT.R. 15(c). The Court may reject a filing that does not include the required proof of service.


Requests for extensions of time for filing briefs will not be routinely granted. Extensions of time will be granted only if the movant can demonstrate exigent and compelling circumstances. Motions for extensions of time which are filed less than five working days before the date on which the brief is due may result in dismissal pursuant to V.I.S.CT.R. 17.

If the Appellants fail to file a brief, the Appellee may move for dismissal of the appeal or the Clerk may dismiss the appeal for failure to prosecute pursuant to V.I.S.CT.R. 25(c). If the

Appellee fails to file a brief, the Appellee will not be heard at oral argument except by leave of the Court pursuant to V.I.S.C.T.R. 25(c). It is further

**ORDERED** that copies of this Order shall be served on the parties.

**SO ORDERED** this 31st day of May, 2013.

  
**RHYS S. HODGE**  
Chief Justice

**ATTEST:**

**VERONICA J. HANDY, ESQ.**  
Clerk of the Court

By:   
Deputy Clerk, II

Dated: 5/31/2013

Copies to: Justices of the Supreme Court  
Honorable Douglas A. Brady, Superior Court Judge  
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