IN THE DISTRICT COURT OF THE VIRGIN ISLANDS

DIVISION OF ST. CROIX

MOHAMMAD HAMED,

Vs.

Plaintiff

FATHI YUSUF UNITED CORPORATION

Defendants

CIVIL NO. 1:12-CV-99

DEFENDANTS' MOTION TO DISMISS, MOTION FOR A MORE DEFINITE STATEMENT, AND MOTION TO STRIKE PURSUANT TO RULES 12(b)(6), 12(e), and 12(f) OF THE FEDERAL RULES OF CIVIL PROCEDURE

DEFENDANTS' MOTION TO DISMISS, MOTION FOR A MORE DEFINITE STATEMENT, AND MOTION TO STRIKE

COME NOW, United Corporation and Fathi Yusuf, defendants, and respectfully move this

honorable court for an Order dismissing the above entitled action for failure to state a claim upon which

relief can be granted pursuant to Rule 12(b)(6), 12(e), and 12(f) of the Federal Rules of Civil

Procedure. This Motion is based on the factual and legal points of law outlined in the attached

Memorandum of Law in support thereof, and the annexed Exhibits A through F.

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WHEREFORE, it is respectfully requested that this Motion be Granted.

Date: October 9, 2012

RESPECTFULLY SUBMITTED,

THE DEWOOD LAW FIRM

Counsel for Defendants

By: <u>/s/ Nizar A. DeWood</u> Nizar A. DeWood, Esq. (VI Bar No. 1177) 2006 Eastern Suburb, Suite 102 Christiansted, V.I. 00820 T. 340.773.3444 F. 888.398.8428 info@dewood-law.com Hamed v. Yusuf, et al. 1:12-CV-99 Defendants' Motion to Dismiss, et al. Page 2 of 2

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Defendant's Motion to Dismiss, et al., Memorandum of Law in Support thereof, Exhibits A through F and Proposed Order were served on Plaintiff Mohammed Hamed through his counsel at the below address and date.

Date: October 9, 2012

Joel Holt, Esq. 2132 Company St. Suite 2 Christiansted VI 00820

Carl J. Hartmann III, Esq. 5000 Estate Coakley Bay, L-6 Christiansted, VI 00820 Telephone: (340) 719-8941 Email: carl@carlhartmann.com

> <u>/s/ Nizar A. DeWood, Esq.</u> Nizar A. DeWood, Esq.