


IN THE SUPERIOR COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. CROIX

MOHAMMAD HAMED by His Authorized Agent WALEED HAMED,)	
)	
Plaintiff,)	CIVIL NO. SX-12-CV-370
v.)	
)	ACTION FOR DAMAGES
FATHI YUSUF and UNITED CORPORATION,)	INJUNCTIVE AND
)	DECLARATORY RELIEF
Defendants.)	
)	JURY TRIAL DEMANDED

NOTICE OF FILING AMENDED DECLARATION TO OPPOSITION
TO "EMERGENCY MOTION" RE BOND

Plaintiff filed an opposition to Defendants' "emergency motion" re the bond, which had counsel's declaration attached as Exhibit A. Plaintiff hereby submits an amended declaration, as the one attached to the opposition memorandum filed earlier today did not have the reference document attached.

Dated: December 23, 2013



Joel H. Holt, Esq.
Counsel for Plaintiff
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Christiansted, VI 00820
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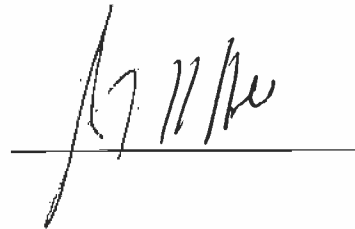
Carl J. Hartmann III, Esq.
Co-Counsel for Plaintiff
5000 Estate Coakley Bay,
Unit L-6
Christiansted, VI 00820
Email: carl@carlhartmann.com
Tele: (340) 719-8941

CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of December, 2013, I served a copy of the foregoing in compliance with the parties consent, pursuant to Fed. R. Civ. P. 5(b)(2)(E), to electronic service of all documents in this action on the following persons:

Nizar A. DeWood
The DeWood Law Firm
2006 Eastern Suburb, Suite 101
Christiansted, VI 00820
dewoodlaw@gmail.com

Gregory H. Hodges
VI Bar No. 174
Law House, 10000 Frederiksberg Gade
P.O. Box 756
ST. Thomas, VI 00802
ghodges@dtflaw.com

A handwritten signature in black ink, appearing to read "G. Hodges", is written over a horizontal line.

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MOHAMMAD HAMED,)	
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Plaintiff,)	
)	ACTION FOR DAMAGES,
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)	DECLARATORY RELIEF
FATHI YUSUF and UNITED CORPORATION,)	
)	
Defendants.)	JURY TRIAL DEMANDED

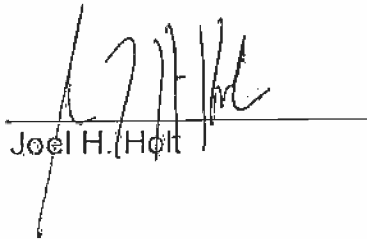
DECLARATION OF JOEL H. HOLT

I, Joel H. Holt, declare, pursuant to 28 U.S.C. Section 1746, as follows:

1. I am counsel of record for the Plaintiff and have personal knowledge of the foregoing facts.
2. Fathi Yusuf sent a memo, a copy of which is attached, stating that no vacation pay or bonuses will be paid this year.
3. Plaintiff believes this decision violates the April 25th Preliminary Injunction Order, which provides that no unilateral action may be taken that affects the operations of the three Plaza Extra Supermarket stores as they have been operated prior to this commencement of this litigation. In this regard, these bonuses and vacation pay have been considered part of the regular salary of the seven Yusuf and Hamed managers, as noted in ¶13 of Gaffney's declaration submitted to this Court by Defendants in support of their May 9th motion to amend the bond.
4. However, when asked to reconsider this directive that no bonuses or vacation be paid, Defendants' counsel, Nizar DeWood, stated that these bonuses and vacation pay would not be paid.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: December 23, 2103


Joel H. Holt



Plaza Extra

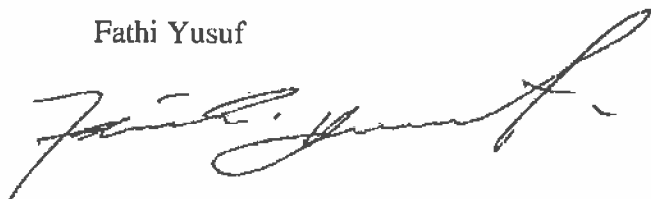
ST. CROIX ST. THOMAS
4605 Tutu Park Mall Ste. 200
4 CD Estate Sion Farm
14 Estate Plessen

Date: December 04, 2013

To: Hamed & Yusuf Families

Due to the present circumstances and so you can plan accordingly, this will provide notice that there will be no vacation pay or bonus checks this year for any of the Hamed and Yusuf family store managers because the Yusuf's will not agree to any such payments. Thank you.

Fathi Yusuf

A handwritten signature in black ink, appearing to read 'Fathi Yusuf', written in a cursive style.