

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

MOHAMMED HAMED,
 Plaintiff,
v.
UNITED CORPORATION,
 Defendants.

Action for Damages and
Declaratory Relief

File No. SX-14-CV- _____

COMPLAINT

Comes now, the Plaintiff, Mohammad Hamed, and hereby files this
Complaint against the United Corporation, alleging as follows:

1. This Court has jurisdiction over this matter pursuant to Title 4 V.I.C. §76(a) and 5 V.I.C. §1261.
2. Plaintiff Mohammad Hamed ("Hamed") is an adult resident of St. Croix, United States Virgin Islands.
3. Defendant United Corporation ("United") a USVI corporation with its business office on St. Croix, United States Virgin Islands. Fathi Yusuf is an officer and director of United. Fathi Yusuf and his wife are the majority shareholders and all of the other shareholders are family members.
4. Fathi Yusuf and Mohammad Hamed are partners in a USVI partnership that operates the three Plaza Extra Supermarkets in the Virgin Islands and has its business office on St. Croix.
5. On or about August 20, 2012, United Corporation acting by and through Fathi Yusuf and his son Mike Yusuf, United's shareholder and president, unilaterally and wrongfully converted \$2.7 million from segregated Plaza

Extra supermarket accounts used to operate the partnership's three stores, placing the funds in a separate bank account of United controlled only by United and the Yusuf family.

6. United was on written notice (1) that the funds should not be so removed, and (2) later, that these funds were improperly diverted from the partnership accounts over the objection of Mohammad Hamed.
7. United then used \$500,000 of these funds to purchase the following described properties ("Properties") located in St. Croix, U.S. Virgin Islands in its own name, to wit:

Plot 3-A Estate Enfield Green, Prince Quarter, U.S. Virgin Islands, consisting of 0.067 U.S. acres, as more fully shown on OLG 3173-004 dated 06/16/1975 and revised 03/16/1987

Plot 3-B Estate Enfield Green, Prince Quarter, U.S. Virgin Islands, consisting of 0.784 U.S. acres, as more fully shown on OLG 3173-004 dated 06/16/1975 and revised 03/16/1987

Plot 4 Estate Enfield Green, Prince Quarter, U.S. Virgin Islands, consisting of 125.995 U.S. acres, as more fully shown on OLG 2650 dated 08/27/1969 and revised 02/25/2000

8. Since the Properties were acquired by United with the use of partnership funds improperly removed from the partnership, Hamed is entitled to a 50% interest in these Properties, of which he has given notice to all third parties by placing a lis pendens against the property, a copy of which is attached as **Exhibit A**.
9. The plaintiff is entitled to declaratory relief that he owns 50% of these Properties.

WHEREFORE, the Plaintiff seeks the following relief from this Court as follows:

- 1) Declaratory Relief against United regarding the ownership rights of the plaintiff as to the three Properties in question, declaring that he has a 50% interest in these Properties.
- 2) An award of attorney's fees and costs against United; and
- 3) Any other relief the Court deems appropriate as warranted by the facts and the applicable law.

Dated: July 14, 2014



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NOTICE OF LIS PENDENS


Please take notice that the above entitled action has been filed in the Superior Court of the Virgin Islands and affects the title of the following described properties located in St. Croix, U.S. Virgin Islands to wit:

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Plot 3-B Estate Enfield Green, Prince Quarter, U.S. Virgin Islands, consisting of 0.784 U.S. acres, as more fully shown on OLG 3173-004 dated 06/16/1975 and revised 03/16/1987

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Dated: July 14, 2014


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