

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

MOHAMMAD HAMED, by his
authorized agent WALEED HAMED,

Plaintiff/Counterclaim Defendant,

vs.

FATHI YUSUF and
UNITED CORPORATION,

Defendants/Counterclaimants,

vs.

WALEED HAMED, WAHEED
HAMED, MUFEEED HAMED,
HISHAM HAMED,
and PLESSEN ENTERPRISES, INC.,

Counterclaim Defendants.

CIVIL NO. SX-12-CV-370

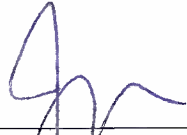
ACTION FOR DAMAGES
INJUNCTIVE RELIEF AND
DECLARATORY RELIEF

JURY TRIAL DEMANDED

PLESSEN ENTERPRISES, INC.'S NOTICE OF
WITHDRAWAL OF PENDING MOTION

Counterclaim Defendant Plessen Enterprises, Inc., by counsel, hereby respectfully withdraws its Rule 12(b)(5) Motion to Quash Service, Rule 12(b)(6) Motion to Dismiss and Rule 19 Motion to Dismiss Case for Misjoinder, which was filed on May 19, 2014, as this Court's July 22, 2014, Order rendered all of these issues moot.

Dated: July 29, 2014



Jeffrey B. C. Moorhead
Counsel for Plessen Enterprises, Inc.
1132 King Street, Suite 3
Christiansted, VI 00820
email : jeffreylaw@yahoo.com

CERTIFICATE OF SERVICE

I hereby certify that on this 29th day of July, 2014, I served a copy of the foregoing Motion by email on:

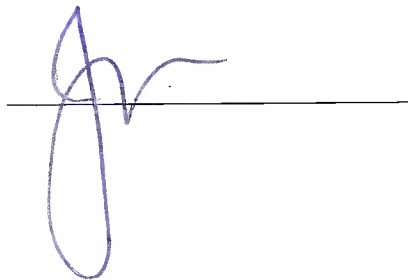
Nizar A. DeWood
The DeWood Law Firm
2006 Eastern Suburb, Suite 101
Christiansted, VI 00820
dewoodlaw@gmail.com

Gregory H. Hodges
Law House, 10000 Frederiksberg Gade
P.O. Box 756
ST.Thomas, VI00802
ghodges@dtflaw.com

Joel H. Holt, Esq.
2132 Company Street
St. Croix, VI 00820
(340) 773-8709
holtvi@aol.com

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

Mark W. Eckard
Eckard, P.C.
P.O. Box 24849
Christiansted, VI 00824
Email: mark@markeckard.com



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)	INJUNCTIVE RELIEF AND
)	DECLARATORY RELIEF
)	
WALEED HAMED, WAHEED)	
HAMED, MUFEED HAMED,)	
HISHAM HAMED,)	JURY TRIAL DEMANDED
and PLESSEN ENTERPRISES, INC.,)	
)	
Counterclaim Defendants.)	
_____)	

PLESSEN ENTERPRISES, INC.'S ANSWER
TO FIRST AMENDED COUNTERCLAIM

Comes Now Counterclaim Defendant Plessen Enterprises, Inc., ("Plessen") by counsel, and answers the First Amended Counterclaim against it as follows:

1. Paragraph 1 is admitted.
2. As to Paragraphs 2-10, the specific individuals and companies are known to exist, but the details as alleged as to each one are unknown to Plessen and hence are denied.
3. As to Paragraph 11, Plessen admits that "Plessen Enterprises, Inc. ("Plessen") is a U.S. Virgin Islands corporation, the outstanding stock of which is owned 50% by Hamed or his family members and 50% by Yusuf or his family members."
4. As to Paragraph 12 to 90, Plessen has no knowledge of these facts and hence they are denied.

5. As to paragraph 91, Plessen admits only that "Plessen Enterprises, Inc., a corporation owned equally between the Yusuf and Hamed families." The proper number of shares are reflected in the books and records of the Company which are kept by the Secretary. This allegation is otherwise denied.
6. As to Paragraphs 92-114, these do not involve Plessen and thus Plessen denies all of them.
7. As to Paragraphs 115-116, Plessen denies these allegations.
8. As to Paragraph 117, while the Counterclaim Defendants seek this relief, it is denied such relief is warranted.
9. As for paragraphs 118-166, these do not involve Plessen and thus Plessen denies these allegations.
10. As to Paragraphs 167, Plessen incorporates its prior responses here.
11. As to Paragraph 168, Plessen denies this allegation.
12. As to Paragraph 169, Plessen incorporates its prior responses here.
13. As to paragraphs 170 and 171, Plessen denies these allegations as to it and denies for lack of knowledge as to the other allegations therein.
14. As to Paragraphs 172-191, these do not involve Plessen and thus are denied.

AFFIRMATIVE DEFENSES


Counterclaim Defendant raises the following affirmative defenses to the counterclaim:

1. The statutory limitation period has passed and thus, these claims are barred by the statute of limitations defense.
2. Counterclaimants fail to join a party under Rule 19, or file a proper Third Party Action under Rule 14.

3. Counterclaimants fail to state a claim upon which relief can be granted.
4. Counterclaimants have unclean hands and are therefore not entitled to recover.
5. The Counterclaimants Defendant asserts the affirmative defense of laches.
6. Counterclaimants are not the real parties in interest.
7. Counterclaim Defendant asserts the affirmative defense of estoppel.
8. Counterclaim Defendant reserves the right to amend its affirmative defenses.

Wherefore Plessen seeks dismissal of this lawsuit with prejudice along with an award of attorney's fees and costs as well as any and all other relief this Court deems appropriate.

Dated: July 29, 2014



Jeffrey B. C. Moorhead
Counsel for Plessen Enterprises, Inc.
1132 King Street, Suite 3
Christiansted, VI 00820
email : jeffreymlaw@yahoo.com

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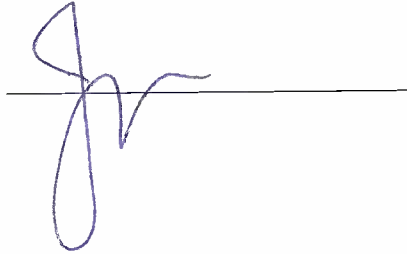
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Carl J. Hartmann III, Esq.
5000 Estate Coakley Bay, L-6
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Telephone: (340) 719-8941
Email: carl@carlhartmann.com

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P.O. Box 24849
Christiansted, VI 00824
Email: mark@markeckard.com

A handwritten signature in blue ink is positioned above a horizontal line. The signature is stylized and appears to be the initials 'MWE'.