

**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, MUFEED 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

NOTICE OF TAKING VIDEO TAPED DEPOSITION

PLEASE TAKE NOTICE that pursuant to Rule 45 of the Federal Rules of Civil Procedure and Rule 11 of the Rules of the V.I. Superior Court, **CARL J. HARTMANN, ESQ.** as counsel for counterclaim defendant Willie Hamed will take the videotaped examination of **Maher ("Mike") Yusuf** on FRIDAY, September 26, 2014 at 9:00 a.m. at the Office of Joel H. Holt, 2132 Company Street, Christiansted, St. Croix, VI 00804 (340-773-8709).

Said deposition will be taken before a Notary Public commissioned by the Territory of the Virgin Islands or other person qualified to administer the oath and take depositions.

Said deposition is being taken for use as evidence and for purposes of discovery of evidence and may be continued from day to day until completed.

DOCUMENTS YOU ARE DIRECTED TO BRING

V.I. Superior Court Rule 11 provides:

Rule 11. Subpoena

(c) For production of documentary evidence and of objects. A subpoena may also command the person, to whom it is directed, to produce books, papers, documents, or other objects designated therein. . . .

* * * *

(e) Contempt. Failure by any person without adequate excuse to obey a subpoena served upon him may be deemed a contempt of the court from which the subpoena issued.

You are hereby directed to bring to the deposition and produce for the purpose of examination any documents relating to: (1) any claim, counterclaim or accounting claim made by United Corporation which is still being pursued with regard to Willie Hamed as of this date; the removal (skimming) of cash from Plaza Extra Supermarkets by the Hammeds and Yusufs from 1986 to 2002; (3) accounting of Plaza Extra Supermarket funds withdrawn by the Hameds or Yusufs from 1986-2002; (4) your election to the Board of Directors of Plessen Enterprises, Inc. or bank, government or other documents reflecting said election, and (5) access and alteration of Dept. of Consumer Affairs database records, including but not limited to access on or about February 14, 2013, by access to or changes in: <https://secure.dlca.vigov/license/Asp/License/>

This shall include but not be limited to any printouts, the computer used to access the website, and letters or email to or from you or any other person creating or providing a password to this site; and documents you have individually (outside of your role as an officer of United Corporation) that have not already been produced supporting any and

all claims by United Corporation, Plaza Extra Supermarkets (partnership) or Fathi Yusuf may have against Mohammad Hamed or any of the four Hamed Sons party for any type relief related to the allegations in this case, including but not limited to, money damages.

Dated: August 22, 2014

RESPECTFULLY SUBMITTED,

A handwritten signature in black ink, reading "Carl J. Hartmann III", written in a cursive style. The signature is positioned above a horizontal line.

Carl J. Hartmann III, Esq. (Bar No. 48)
Counsel for Waheed Hamed
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Christiansted, VI 00820
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CERTIFICATE OF SERVICE

I hereby certify that on this 22nd day of August, 2014, I served a copy of the foregoing document by email, as agreed by the parties, on:

Joel H. Holt, Esq.

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Carl J. Harbman