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

| MOHAMMAD HAMED, by his | CIVIL NO. SX-12-CV-370 |
|--------------------------------------|------------------------|
| authorized agent WALEED HAMED, | |
|) | ACTION FOR DAMAGES, |
| Plaintiff/Counterclaim Defendant,) | INJUNCTIVE RELIEF |
|) | AND DECLARATORY RELIEF |
| vs. | |
|) | JURY TRIAL DEMANDED |
| FATHI YUSUF and UNITED CORPORATION,) | |
| Defendants/Counterclaimants,) | |
|) | |
| vs. | |
|) | |
| WALEED HAMED, WAHEED HAMED, | |
| MUFEED HAMED, HISHAM HAMED, and | |
| PLESSEN ENTERPRISES, INC., | |
|) | |
| Additional Counterclaim Defendants . | |
| Additional Counterclaim Describants, | |
| | |

FATHI YUSUF AND UNITED CORPORATION'S RESPONSE TO JOINT MOTION TO COMPEL

Defendants/Counterclaimants Fathi Yusuf and United Corporation (collectively, the "Defendants") respectfully submit this preliminary response to the Joint Motion to Compel filed on October 6, 2014 by Plaintiff/Counterclaim Defendant Mohammad Hamed and additional Counterclaim Defendant Waheed Hamed (collectively, the "Hameds").

On October 6, 2014, the Hameds filed a Joint Motion to Compel Responses to Discovery. On October 7, 2014, the Court temporarily stayed discovery pending approval and implementation of a wind-up plan for the partnership. But for the Court's stay, Defendants' response to the Hameds' Joint Motion would be due. So as to properly adhere to the Court's direction to temporarily stay all discovery efforts, so the parties can focus their efforts on

DUDLEY, TOPPER
AND FEUERZEIG, LLP
1000 Frederiksberg Gade
P.O. Box 756

St. Thomas, U.S. V.I. 00804-0756 (340) 774-4422 Hamed v. Yusuf, et al. Civil No. SX-12-CV-370

Page 2

matters relating to the wind-up plan, Defendants are refraining from filing a substantive response to the Joint Motion until further Order of this Court.

Respectfully submitted,

DUDLEY, TOPPER and FEUERZEIG, LLP

Dated: October 23rd, 2014

Charlotte K. Perrell (V.I. Bar No. 1281) 1000 Frederiksberg Gade - P.O. Box 756

St. Thomas, VI 00804 Telephone: (340) 715-4422 Telefax: (340) 715-4400 E-mail: cperrell@dtflaw.com

and

By:

Nizar A. DeWood, Esq. (V.I. Bar No. 1177)

The DeWood Law Firm

2006 Eastern Suburbs, Suite 101

Christiansted, VI 00830 Telephone: (340) 773-3444 Telefax: (888) 398-8428 Email: info@dewood-law.com

Attorneys for Fathi Yusuf and United Corporation

DUDLEY, TOPPER AND FEUERZEIG, LLP

1000 Frederiksberg Gade
P.O. Box 756
St. Thomas, U.S. V.I. 00804-0756
(340) 774-4422

Hamed v. Yusuf, et al. Civil No. SX-12-CV-370 Page 3

CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of October, 2014, I caused the foregoing FATHI YUSUF AND UNITED CORPORATION'S RESPONSE TO JOINT MOTION TO COMPEL to be served upon the following via e-mail:

Joel H. Holt, Esq.

LAW OFFICES OF JOEL H. HOLT

2132 Company Street Christiansted, V.I. 00820 Email: holtvi@aol.com

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

The Honorable Edgar A. Ross

Email: edgarrossjudge@hotmail.com

Carl Hartmann, III, Esq. 5000 Estate Coakley Bay, #L-6 Christiansted, VI 00820 Email: carl@carlhartmann.com

Jeffrey B.C. Moorhead, Esq. C.R.T. Building 1132 King Street Christiansted, VI 00820 Email: jeffreymlaw@yahoo.com

Michelle Barky

DUDLEY, TOPPER AND FEUERZEIG, LLP

1000 Frederiksberg Gade
P.O. Box 756
St. Thomas, U.S. V.I. 00804-0756
(340) 774-4422