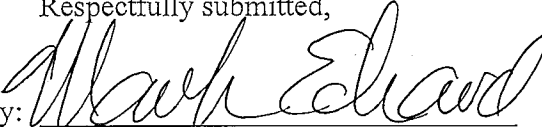




WHEREFORE, for the reasons set forth herein and in the Memorandum of Law in support hereof and in any Reply in Further Support hereof, Mafi and Shawn respectfully request that the Court (i) enter an Order in substantially the same form as that attached hereto as Exhibit A, dismissing the First Amended Counterclaim as to Mafi and Shawn, with prejudice, and ordering Counterclaim Plaintiffs to pay Mafi's and Shawn's attorneys' fees and costs incurred in connection with their defense against counterclaims stated against them in this Action and (ii) grant to Mafi and Shawn such other and further relief as is just and proper.

Respectfully submitted,

Dated: February 21, 2014

By:   
Mark W. Eckard (VI Bar No. 1051)  
Eckard, PC  
P.O. Box 24849  
Christiansted, VI 00824  
Telephone: (340) 514-2690  
Email: mark@markeckard.com

**CERTIFICATE OF SERVICE**

I hereby certify that on this 21<sup>st</sup> day of February, 2014, I served a copy of the foregoing Memorandum by email, as agreed by the parties, on:

**Nizar A. DeWood**  
The DeWood Law Firm  
2006 Eastern Suburb, Suite 101  
Christiansted, VI 00820

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



**Joel H. Holt, Esq.**  
*Counsel for Mohammad Hamed*  
Law Offices of Joel H. Holt  
2132 Company Street,  
Christiansted, VI 00820  
Email: holtvi@aol.com

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

# EXHIBIT A

**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

**ORDER**

Upon consideration of the Motion to Dismiss First Amended Counterclaim as to Mufeed Hamed and Hisham Hamed (the "Motion"), and the Court being fully advised in the premises, it is hereby:

ORDERED that the First Amended Counterclaim filed in the above-captioned civil action is dismissed as to Mufeed Hamed and Hisham Hamed, **with prejudice**.

Dated: \_\_\_\_\_

\_\_\_\_\_  
SUPERIOR COURT JUDGE

ATTEST:

\_\_\_\_\_  
Deputy Clerk