

7. Hisham Hamed.
8. Waheed Hamed.
9. Mufeed Hamed.
10. Any and all witnesses who have been or will be disclosed or identified by Plaintiff in this case.
11. Any and all rebuttal and/or impeachment witnesses as they may become necessary.
12. All parties to the case, including their employees and agents.
13. Any witnesses named or listed or identified in discovery in *Hamed v. Yusuf* (SX-12-CV-370), or revealed in future discovery in that case or this case.
14. All witnesses to identify or authenticate documents or exhibits.

Defendant reserves the right to supplement these disclosures as litigation proceeds in this case.

II. Disclosures Under Fed. R. Civ. P. 26(a)(1)(A)(ii).

The following documents may be used to support Defendant's asserted claims or defenses:

- 1) Defendant incorporates by reference all documents produced or identified in *Hamed v. Yusuf* (SX-12-CV-370).

Defendant reserves the right to supplement these disclosures as litigation proceeds in this case.

Defendant also notes that it may use any document produced by any other party in this case, whether in response to a request for production of documents, or in their Rule 26 disclosures, in support of his counterclaims and defenses.

III. Disclosures Under Fed. R. Civ. P. 26(a)(1)(A)(iii).

Computation of Damages: Professionals' fees and costs in this case. Additional damages based on counter-claims. Possible punitive damages, if applicable based on counter-claims. Investigation continues.

IV. Disclosures Under Fed. R. Civ. P. 26(a)(1)(A)(iv).

N/A.

Respectfully submitted,

DUDLEY, TOPPER AND FEUERZEIG, LLP

DATED: December 9, 2015 By:


GREGORY H. HODGES (V.I. Bar No. 174)
STEFAN B. HERPEL (V.I. Bar No. 1019)
1000 Frederiksberg Gade - P.O. Box 756
St. Thomas, VI 00804
Telephone: (340) 774-4422
Telefax: (340) 715-4400
E-Mail: ghodges@dtflaw.com
E-Mail: sherpel@dtflaw.com

and

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
E-Mail: info@dewood-law.com

Attorneys for Fathi Yusuf

**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. STX-14-cv-278
Defendant's Initial Rule 26(a)(1)(A) Disclosures
Page 4

CERTIFICATE OF SERVICE

I hereby certify that on this 9th day of December, 2015, I caused the foregoing **DEFENDANT'S INITIAL RULE 26(A)(1)(A) DISCLOSURES** to be served upon the following via e-mail and regular mail:

Joel H. Holt, Esq.
LAW OFFICES OF JOEL H. HOLT
2132 Company Street
Christiansted, St. Croix
U.S. Virgin Islands 00820
E-Mail: holtvi@aol.com

Carl Hartmann, III, Esq.
5000 Estate Coakley Bay, #L-6
Christiansted, St. Croix
U.S. Virgin Islands VI 00820

Email: carl@carlhartmann.com



R:\DOCS\6254\10001\PLDGI\168617503.DOC

**DUDLEY, TOPPER
AND FEUERZEIG, LLP**

1000 Frederiksberg Gade
P.O. Box 756

St. Thomas, U.S. V.I. 00804-0756

(340) 774-4422