

IN THE SUPERIOR COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. THOMAS AND ST. JOHN

FATHI YUSUF,

Plaintiff,

v.

PETER'S FARM INVESTMENT
CORPORATION, SIXTEEN PLUS
CORPORATION, MOHAMMAD A.
HAMED, WALEED M. HAMED,
WAHEED M. HAMED, MUFEED M.
HAMED, AND HISHAM HAMED,

Defendants,

Case No.:2015-ST-CV-

ACTION FOR DISSOLUTION
AND OTHER RELIEF

JURY TRIAL DEMANDED

MOTION TO COMPEL COMPLIANCE WITH THE ORDER OF THIS COURT

COME NOW the Defendants, by counsel, and hereby move for an Order from this Court to compel the Plaintiff to fully comply with this Court's September 16, 2016, Order. In this regard, this Court ordered the Plaintiff to file a supplemental interrogatory response by September 26, 2016, providing the phone number of Manal Yousef. In response, the Plaintiff filed an **unverified** answer that only provided the phone number of her nephew, now asserting he did not have Manal Yousef's number. See **Exhibit 1**.

As Rule 33 requires interrogatories to be verified, the Defendants asked counsel for the Plaintiff to submit the missing verification. However, despite being promised that verification (See **Exhibit 2**), it still has not been provided.

As such, it is respectfully requested that this Court direct the Plaintiff to fully comply with the prior Order of this Court and submit a verified supplemental answer forthwith.

Dated: October 24, 2016



Joel H. Holt, Esq.
Counsel for Plaintiff
Law Offices of Joel H. Holt
2132 Company Street,
Christiansted, VI 00820

CERTIFICATE OF SERVICE

I hereby certify that on October 24, 2016, a true and accurate copy of the foregoing was served by email, as agreed by the parties, on:

Gregory Hodges
Stefan B. Herpel
Dudley, Topper and Feuerzeig
1000 Frederiksberg Gade – Box 756
St. Thomas, VI 00804



IN THE SUPERIOR COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. THOMAS AND ST. JOHN

FATHI YUSUF,)	
)	
Plaintiff,)	CASE NO. ST-15-CV-344
)	
v.)	ACTION FOR DISSOLUTION
)	AND OTHER RELIEF
PETER'S FARM INVESTMENT)	
CORPORATION, SIXTEEN PLUS)	
CORPORATION, MOHAMMAD A.)	
HAMED, WALEED M. HAMED,)	
WAHEED M.HAMED, MUFEED M.)	
HAMED, and HISHAM M. HAMED,)	
)	
Defendants.)	

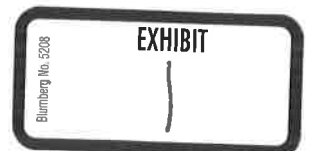
**PLAINTIFF'S SECOND SUPPLEMENTAL AND AMENDED RESPONSES TO
DEFENDANT WALEED M. HAMED'S FIRST SET OF INTERROGATORIES**

Plaintiff, Fathi Yusuf, through his attorneys, Dudley, Topper and Feuerzeig, LLP, hereby provides its Second Supplemental and Amended Responses to Interrogatory 5 of Defendant Waleed M. Hamed's First Set of Interrogatories:

GENERAL OBJECTIONS

Plaintiff incorporates all general objections previously made to Defendant Waleed M. Hamed's First Set of Interrogatories.

JDLEY, TOPPER
+ FEUERZEIG, LLP
3 Frederiksberg Gate
P.O. Box 756
naš. U.S. V.I 00804-0756
(340) 774-4422



SECOND SUPPLEMENTAL RESPONSE TO INTERROGATORY NO. 5

5. Did Sixteen Plus ever borrow funds to help secure the purchase of any property it has owned in the Virgin Islands and if so, please state for each such loan:
- a) The name and location of the lender;
 - b) The property purchased with the loan proceeds;
 - c) The amount of the loan;
 - d) The date of the loan;
 - e) The date of all payments on the loan;
 - f) The current address and phone number of the lender;
 - g) The last date you had any communication with the lender; and
 - h) The current balance on the loan.

AMENDED AND SUPPLEMENTAL RESPONSE:


Yes. The name of the lender is Manal Yousef. The date of the loan was September 15, 1997, and the amount, \$4.5 million dollars. Three interest-only payments were made during the 1998-2000 period to Manal Yousef. I do not recall the last date I had any communication with her. Manal Yousef's current address to the best of my knowledge is 25 Gold Finch Road, Pointe Blanche, St. Martin. I do not have a direct phone number for her, but she should be reachable through her nephew, Jamil Yousef, who resides in St. Martin and whose phone number is 721.554.4444. Manal is represented by counsel (Kye Walker, Esq.) in an illegitimate lawsuit that was filed by Sixteen Plus Corporation without my authority or approval, and without consulting with me or any other of the Yusuf shareholders or letting any of us know it would be filed. The lawsuit is pending in the Virgin Islands Superior Court (St. Croix Division), and is styled Sixteen Plus Corporation v. Manal Mohammad Yousef, case no. SX-16-CV-65. The current principal balance on the loan is \$4.5 million, plus accrued interest.

Fathi Yusuf (v. Peter's Farm Investment Corporation, et al.)
Case No. ST-15-CV-344
Plaintiff's Second Supplemental Response to Defendant
Waleed M. Hamed's Interrogatories
Page 3 of 4

Respectfully submitted,

DUDLEY, TOPPER AND FEUERZEIG, LLP

DATED: September 26, 2016 By:


GREGORY H. HODGES (V.I. Bar No. 174)
STEFAN B. HERPEL (V.I. Bar No. 1019)

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1000 Frederiksberg Gade (P.O. Box 756)

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Fathi Yusuf (v. Peter's Farm Investment Corporation, et al.)
Case No. ST-15-CV-344
Plaintiff's Second Supplemental Response to Defendant Waleed M. Hamed's Interrogatories
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CERTIFICATE OF SERVICE

I hereby certify that on this the 26th day of September, 2016, a true and exact copy of the foregoing **PLAINTIFF'S SECOND SUPPLEMENTAL AND AMENDED RESPONSES TO DEFENDANT WALEED M. HAMED'S INTERROGATORIES** was served via U.S. Mail, postage prepaid, and email as agreed by the parties, to the following:

Joel H. Holt, Esq.
Law Offices of Joel H. Holt
2132 Company Street
Christiansted, VI 00820
E-Mail: holtvi@aol.com

Carl J. Hartmann III, Esq.
5000 Estate Coakley Bay
Unit L-6
Christiansted, VI 00820
E-Mail: carl@carlhartmann.com



From: Joel Holt <holtvi@aol.com>
To: sherpel <sherpel@dtflaw.com>
Subject: Re: Supp. Answer to Interrog 5
Date: Wed, Oct 19, 2016 5:35 pm

Just a reminder that the verification page is needed this week on this, as discussed, as I need to confirm this is in fact his statement--thanks

Joel H. Holt, Esq.
2132 Company Street
Christiansted, St. Croix
U.S. Virgin Islands 00820
(340) 773-8709

-----Original Message-----

From: Stefan B. Herpel <sherpel@dtflaw.com>
To: 'Joel Holt' <holtvi@aol.com>
Sent: Mon, Oct 17, 2016 2:57 pm
Subject: RE: Supp. Answer to Interrog 5

Yes, I will obtain that. I have deferred to Nizar on getting these in the past, but it probably was not done before he ceased working on this file. I will confirm that Mr. Yusuf has not yet signed a verification and then get that to you this week.

From: Joel Holt [<mailto:holtvi@aol.com>]
Sent: Monday, October 17, 2016 2:55 PM
To: Stefan B. Herpel; carl@carlhartmann.com
Subject: Re: Supp. Answer to Interrog 5

Stefan-I thought you were getting this notarized (as required by the rules)-is this being done?

Joel H. Holt, Esq.
2132 Company Street
Christiansted, St. Croix
U.S. Virgin Islands 00820
(340) 773-8709

-----Original Message-----

From: Stefan B. Herpel <sherpel@dtflaw.com>
To: 'Joel Holt' <holtvi@aol.com>; carl <carl@carlhartmann.com>
Sent: Mon, Sep 26, 2016 8:47 pm
Subject: Supp. Answer to Interrog 5



Gentlemen:

Please find the supplemental interrogatory answer to interrogatory number 5 of Defendant's Interrogatories.