

IN THE SUPERIOR COURT OF THE VIRGIN ISLANDS

DIVISION OF ST. CROIX

2017 MAY 22 P 15:25

HISHAM HAMED, individually, and
derivatively on behalf of **SIXTEEN PLUS
CORPORATION,**

Plaintiff,

v.

FATHI YUSUF, ISAM YOUSUF and
JAMIL YOUSEF,

Defendants,

and

SIXTEEN PLUS CORPORATION,

a nominal defendant.

CASE NO.: **SX-16-CV-650**

**DERIVATIVE SHAREHOLDER
SUIT, ACTION FOR DAMAGES
AND CICO RELIEF**

JURY TRIAL DEMANDED

SCHEDULING ORDER

Comes now the Court and hereby enters the following Scheduling Order:¹

1. DISCOVERY PLAN

- a. The parties will submit their respective Rule 26 Self Disclosures by **July 1, 2017.**
- b. The parties will conduct fact discovery with written discovery to commence on or after **July 15, 2017**, and be completed by **October 31, 2017**. Depositions may commence on or after **November 1, 2017**, and are to be completed by

¹Defendant Fathi Yusuf filed a Motion to Stay Discovery in this matter on February 24, 2017 pending resolution of his Motion to Dismiss, which Plaintiff has opposed. Defendants Isam and Jamil Yousef will be joining in that motion as their response to the Amended Complaint. Defendants' primary position is that discovery should be stayed pending resolution of the Motion to Dismiss; they agree to entry of this order in the alternative.

January 15, 2018. Any and all discovery demands previously served on either party shall be re-served following court approval of this discovery scheduling plan.

- c. Each party will file expert disclosures pursuant to Federal Rule of Civil Procedure 26(a)(2) on any issue in which they have the affirmative burden of proof by **March 15, 2018**. Responsive Expert Reports will be filed by **April 30, 2018**. Expert Depositions will be taken after all reports are received but before **May 31, 2018**.
- d. Limits of ten (10) depositions per side and twenty (20) interrogatories, twenty (20) requests to admit, and twenty (20) document requests per party will apply.
- g. There are no other matters of discovery pertinent at this time.

2. MEDIATION

Mediation shall be completed no later than **November 15, 2017**.

3. MOTIONS

All dispositive motions shall be filed no later than **June 30, 2018**.

4. TRIAL DATE

The earliest date by which this case should be reasonably expected to be ready for trial shall be **September, 2018**.

5. LENGTH OF TRIAL

The estimated length of time expected to try the case to verdict is three (3) days.

6. OTHER MATTERS

None anticipated at this time.

SO ORDERED this 6 day of July, 2017.



JOMO MEADE
Judge of the Superior Court

ATTEST:

Estrella H. George
Clerk of the Court

By: 
Deputy Clerk *CCH*

Dist: Joel H. Holt, Esq.
Stefan B. Herpel, Esq.
Lisa M. Kömives, Esq.
James L. Hymes, III, Esq.

CERTIFIED TO BE A TRUE COPY
This 7 day of July 20 17

CLERK OF THE COURT
By:  Court Clerk