

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

**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.: 2016-SX-CV-650**

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

**JURY TRIAL DEMANDED**

**NOTICE OF FILING OF SUPPLEMENTAL DECLARATION RE  
JAMIL YOUSUF'S MOTION TO DISMISS**

The Plaintiff, pursuant to V.I. R. CIV. P. 6-1(d)(2), files a supplemental declaration in support of the its position on the pending motions (it being more than 10 days prior to the August 23<sup>rd</sup> hearing of Jamil's Yousef's pending Motion to Dismiss).

Appended as **Exhibit 1** is the declaration of Joel Holt attaching discovery materials from another case that are relevant to the pending issues in this case regarding Jamil Yousef's challenge to this Court's personal jurisdiction over him, which items are self-explanatory showing his continued activities in this jurisdiction, committing acts in furtherance of the alleged CICO conspiracy

**Dated:** August 7, 2017



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**Joel H. Holt, Esq. (Bar # 6)**  
*Counsel for Plaintiffs*  
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**Carl J. Hartmann III, Esq.**  
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### **CERTIFICATE OF WORD/PAGE COUNT**

This document complies with the page or word limitation set forth in Rule 6-1 (e).



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### **CERTIFICATE OF SERVICE**

I hereby certify on this August 7, 2017, I served a copy of the foregoing by email, as agreed by the parties, as well as a copy hand delivered to James Hymes at the address below, on:

**Greg Hodges, Esq.**  
**Stefan Herpel, Esq.**  
**Lisa Komives, Esq.**  
Law House, 10000 Frederiksberg Gade  
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Tel: (340) 774-4422  
ghodges@dtflaw.com  
sherpel@dtflaw.com  
lkomives@dtflaw.com

**James L. Hymes, III, Esq.**  
Bar No. 264  
*Counsel for Manal Yousef*  
1131 King Street  
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Christiansted, VI 00820  
jim@hymeslawvi.com  
[rauna@hymeslawvi.com](mailto:rauna@hymeslawvi.com)

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2111 Company Street, Suite 3  
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[kevin.rames@rameslaw.com](mailto:kevin.rames@rameslaw.com)



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

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

*Plaintiff,*

v.

**FATHI YUSUF, ISAM YOUSUF and  
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*Defendants,*

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*a nominal Defendant.*

**Case No.: 2016-SX-CV-650**

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

**JURY TRIAL DEMANDED**

**DECLARATION OF JOEL H. HOLT**

I, Joel H. Holt, declare, pursuant to V.I. R. CIV. P. 84, as follows:

1. I am counsel of record for the Plaintiffs and am familiar with the facts set forth herein.
2. Attached as **Exhibit A** is a power of attorney from Manal Yousuf giving Jamil Yousuf, certain rights to act for her.
3. Attached as **Exhibit B** is a letter from defense counsel in this case confirming that all of his instructions in this case are being received from and through Jamil Yousuf.

I declare under penalty of perjury that the foregoing is true and correct, executed on this  
7<sup>th</sup> day of August, 2017.

  
\_\_\_\_\_  
JOEL H. HOLT

Bloomberg No. 5208

EXHIBIT

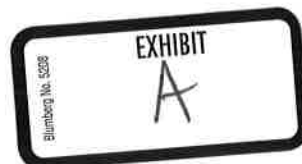
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IN THE SUPERIOR COURT OF THE VIRGIN ISLANDS  
DIVISION OF ST. CROIX

SIXTEEN PLUS CORPORATION,	)	
	)	CIVIL NO. SX-16-CV-65
Plaintiff/Counterclaim Defendant,	)	
	)	ACTION FOR
vs.	)	DECLARATORY JUDGMENT
	)	
MANAL MOHAMMAD YOUSEF,	)	JURY TRIAL DEMANDED
	)	
Defendant/Counterclaim Plaintiff.	)	

**NOTICE OF FILING ORIGINAL SIGNED VERIFICATION PAGE  
FOR MANAL MOHAMMAD YOUSEF'S RESPONSE TO  
SIXTEEN PLUS' FIRST SET OF INTERROGATORIES**

**COMES NOW** the Defendant/Counterclaim Plaintiff, **MANAL MOHAMMAD YOUSEF** (hereinafter "**MMY**"), by and through her undersigned attorneys, the Law Offices of James L. Hymes, III, P.C. (***James L. Hymes, III, of Counsel***), without waiving any objections to subject matter jurisdiction, personal jurisdiction, service of process, improper venue, insufficiency of process, insufficiency of service of process, or failure to state a claim upon which relief can be granted, or any other defense or objection which may be presented whether by pleading or motion in this action, and pursuant to the provisions of LRCI 26.2(c) and Fed.R.Civ.P. 26(a)(1), provides Notice that the original signed Verification page of Manal Mohammad Yousef for her Response to Plaintiff Sixteen Plus' First Set of Interrogatories has been served upon plaintiff's counsel as set forth in the Certificate of Service, below.



**SIXTEEN PLUS CORPORATION vs. MANAL MOHAMMAD YOUSEF**

**SCVI/STX Civil No. SX-16-CV-65**

**NOTICE OF FILING ORIGINAL SIGNED VERIFICATION PAGE FOR MANAL MOHAMMAD YOUSEF'S RESPONSE TO SIXTEEN PLUS' FIRST SET OF INTERROGATORIES**

Respectfully Submitted,

DATED: August 2, 2017.

**LAW OFFICES OF JAMES L. HYMES, III, P.C.**  
**Counsel for Defendant –**  
**Manal Mohammad Yousef**

By:   
**JAMES L. HYMES, III**

VI Bar No. 264

P.O. Box 990

St. Thomas, Virgin Islands 00804-0990

Telephone: (340) 776-3470

Facsimile: (340) 775-3300

E-Mail: [jim@hymeslawvi.com](mailto:jim@hymeslawvi.com);

[rauna@hymeslawvi.com](mailto:rauna@hymeslawvi.com)

**CERTIFICATE OF SERVICE**

I hereby certify that this document complies with the page or word limitation set forth in Rule 6-1(e). I hereby further certify that on this the 2<sup>nd</sup> day of August, 2017, I caused an exact copy of the foregoing ***“Notice Of Filing Original Verification Page For Manal Mohammad Yousef’s Response To Plaintiff Sixteen Plus’ First Set Of Interrogatories”*** to be served electronically by e-mail, and by mailing same, postage pre-paid to the following counsel of record, and I hereby further certify that the original Verification page has been served with a copy of the Notice mailed to Attorney Holt, with a copy of same to Attorney Eckard:

**MARK W. ECKARD, ESQ.**

HAMM ECKARD LLP

5030 Anchor Way, Suite 13

Christiansted, USVI, 00820-2690

Phone: (340) 773-6955

Fax: (855) 456-8784

[meckard@hammeckard.com](mailto:meckard@hammeckard.com)

**Counsel for Sixteen Plus Corporation**

**JOEL H. HOLT, ESQ.**

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Phone: (340) 773-8709

Fax: (340) 773-8677

[holtvi@aol.com](mailto:holtvi@aol.com)

**Co-Counsel for Plaintiff –**  
**Sixteen Plus Corporation**



**VERIFICATION**

I hereby certify under penalty of perjury that the facts contained in each of the foregoing responses to interrogatories are true and correct to the best of my knowledge, information and belief.

Dated: 07/18/2017



\_\_\_\_\_  
Manal Mohammad Yousef

Palestinian Authority

)  
) ss.  
)

On this, the 18<sup>th</sup> day of 2017, before me, the undersigned officer, personally appeared Manal Mohammad Yousef, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within document and acknowledged that she executed the same for the purpose therein contained.

**IN WITNESS WHEREOF**, I hereunto set my hand and official seal.

\_\_\_\_\_  
Notary Public



In the Name of Allah , Most Gracious , Most Merciful

General Power of Attorney

I, the undersigned, **Manal Mohammed Yousef Mohammed – Mother Massouda, holding temporary Jordanian passport No T518558**, to appoint and nominate to act on my place **Mr. Jamil Isam Yousuf – American citizen holding American passport No (710234560)** to do and undertake all acts on my behalf including the rights to supervise , intermission, management and to do everything regarding my movable or immovable properties in **United states of America**, whether such properties be of my personal possession or passed to me by way of legal inheritance in any manner whatsoever, and lease ,mortgage and sell the said properties to anybody , against any price and as he may deem appropriate, to buy , and register in my name the land , real estate , residential flats , company shares, developments bonds and any other properties and register such in my name, and to sell and assign such properties to whom he likes, build buildings and establishments; obtain building licenses and drawings occupancy permits and all other required permits and, to establish companies , firms , shops ,etc. , in my individual name or jointly with others , and to enter into a partnerships, define shares , receive any compensations , allowances , bonus amounts , pension salaries , refunds and any other amounts which may become due from any body whatsoever and in all matters related to receiving , disengagement , or paying amounts of money , and to sign on my behalf all papers and transactions related thereto and which may be required by all bodies and departments concerned including the traffic , justice , customs departments , insurance companies , the income tax department , the Ministry of Industry and Trade and all its offices and branches, the Greater Amman Municipality , municipalities , the electricity , water , sewage and telephone authorities, the social security corporation , the surveying and land registration department and in general all the ministries , official and semi official departments and banks, to initiate and file penal and legal lawsuits before all courts of different types, functions, and grades; conciliation, first instance, appeal, and causation , to submit pleas, petitions, serve ordinary and legal notices and responds thereto, and all papers and documents required for serving notices, producing evidence or confirming failure to do so , To enter as a third party, to elect experts, arbitrators, conciliators and dismiss them, and /or approve their decisions, counter claim, cross petition, transfer of suit case, rebut of members, log complaints against judges, and to follow up and process all formalities required by the departments concerned, to demand execution, accept and /or reject settlement, request imprisonment, confirmation or redemption of provisional seizure, and the right to conciliation, discharge, release and bona fide declaration and to receive the amounts realized from the court judgment , I do hereby also authorize my attorney to take loans in my name from banks and financial institutions, to mortgage my movable or immovable properties as a loan security, to open accounts with banks, withdraw amounts therefrom and deposit amounts thereunto in my name, cash cheques, receive deposits and profits realized from the company shares and all matters, whether mentioned or not mentioned herein (even if it is a must to be mentioned), for which a power of attorney may be legally applicable to.

A general power of attorney, authorizing him in terms of words, deeds and opinion, and granting him the power to grant a power of attorney to the persons, lawyers he likes in respect of all the matters he is granted this power of attorney for in part or in full to dismiss them time after time, except for those who grant them a power of attorney for sale and mortgage in the occupied territories 1948 and to grant a power of attorney to third party in respect of immovable properties.

Written on : 22/07/2012, Amman Jordan

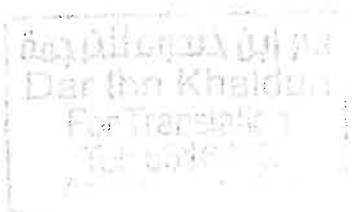
*(Signature & Official Seal)*

*Principal*

**Manal Mohammed Yousef  
Gardens – Al-Desa Street,  
Tel. 5690712**

*(Signature)*

*This document is authenticated  
by notary public/ North Amman  
Court.*



I, Mosbah A. Zahen, do hereby certify that I am competent to translate that my translation is accurate, and that I have translated the attached document(s) to the best of my knowledge, belief, and ability.



*Embassy of the United States of America*

Hashemite Kingdom of Jordan )  
 )  
Governorate of Amman )  
 )  
Amman ) ss:  
 )  
Embassy of the )  
United States of America )

The U.S. Embassy accepts no responsibility for the veracity of the assertions and information contained in this document.

I certify that the official named below, whose true signature and official seal are, respectively and affixed to the annexed document, was, on this day, empowered to act in the official capacity designated in the annexed document, to which faith and credit are due.

Yasir Al-Awamleh  
Name of official (Ministry of Foreign Affairs)

Salman K. Khalil  
Vice Consul of the United  
States of America

24 JUL 2012  
Date

(Seal)



LAW OFFICES  
OF  
**JAMES L. HYMES, III, P.C.**

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REPLY TO:  
 ST. THOMAS OFFICE  
 CHRISTIANSTED OFFICE

OF COUNSEL:  
MARK HILLSMAN  
[mhillsman@hymeslawvi.com](mailto:mhillsman@hymeslawvi.com)

August 2, 2017

Joel H. Holt, Esq.  
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Re: *Sixteen Plus v. Manal Mohammad Yousef*  
*SCVI/STX - Civil No. SX-16-CV-65*

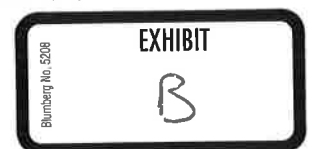
Dear Attorney Holt:

I am writing to follow-up on the Rule 37 conference we conducted on August 1, 2017. With respect to your Document Request No. 23 wherein you demanded copies of my communications as an attorney with my client, you have agreed to withdraw this demand based on the following:

Manal Mohammad Yousef arranged for my retention as her attorney pursuant to the terms and conditions of a General Power of Attorney granted by her to Jamil Isam Yousuf to do and undertake all acts on her behalf to initiate and respond to legal lawsuits. As a consequence I have always considered Jamil and Manal Mohammad Yousef one and the same for client communication purposes. My communications have been directed in the first instance to Jamil who has made inquiries of Manal Mohammad Yousef, or forwarded any requests for information or assistance by or from me to Manal Mohammad Yousef for a response. Accordingly, this will confirm that we have agreed that I need not prepare a privilege log with respect to my attorney/client communications.

A copy of the General Power of Attorney from Manal Mohammad Yousef to Jamil Yousuf will be provided to you as a supplement to our Rule 26 Initial Disclosures. In addition, the notary certification is provided herewith. An

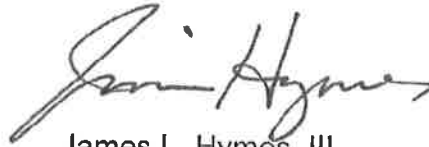
CHRISTIANSTED OFFICE:  
1138 KING STREET (THE PENTHENY BUILDING), CHRISTIANSTED, ST. CROIX, U.S. VIRGIN ISLANDS 00820-4943  
E-MAIL: [rauna@hymeslawvi.com](mailto:rauna@hymeslawvi.com)  
TELEPHONE: (340) 773-1700 FACSIMILE: (340) 775-3300



JOEL H. HOLT, ESQ.  
AUGUST 2, 2017  
PAGE 2

amendment to Interrogatory Number No. 9 will be prepared and sent to Manal Mohammad Yousef for execution and provided to you upon receipt by me from her.

Sincerely yours,

A handwritten signature in black ink, appearing to read "James L. Hymes, III". The signature is fluid and cursive, with a large initial "J" and "H".

James L. Hymes, III

JLH:rs

cc: Mark W. Eckard, Esq.  
[meckard@hammeckard.com](mailto:meckard@hammeckard.com)

c:\YOUSUF16Plus\2017-08-02...holt...