

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

HISHAM HAMED , individually, and Derivatively, on behalf of SIXTEEN PLUS CORPORATION ,)	
)	
Plaintiff,)	CIVIL NO. SX-16-CV-650
)	
vs.)	DERIVATIVE SHAREHOLDER SUIT, ACTION FOR DAMAGES AND CICO RELIEF
)	
FATHI YUSUF, ISAM YOUSUF and JAMIL YOUSEF ,)	JURY TRIAL DEMANDED
)	
Defendants.)	
)	
and)	
)	
SIXTEEN PLUS CORPORATION ,)	
)	
a nominal Defendant,)	
)	

**NOTICE OF SERVICE OF
JAMIL YOUSUF'S RESPONSE TO PLAINTIFF HISHAM HAMED'S
FIRST REQUEST FOR THE PRODUCTION OF DOCUMENTS
TO DEFENDANT JAMIL YOUSEF**

The Defendant, **JAMIL YOUSUF** (incorrectly identified as Jamil Yousef in the Caption), by and through his undersigned attorneys, the Law Offices of James L. Hymes, III, P.C. (***James L. Hymes, III, of Counsel***), does not voluntarily appear in this matter, does not submit to the jurisdiction of the Court, and does not waive any objections to subject matter jurisdiction, personal jurisdiction, 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

HISHAM HAMED, Individually, and derivatively, on behalf of SIXTEEN PLUS CORPORATION vs.
FATHI YUSUF, ISAM YOUSUF and JAMIL YOUSEF
SCVI/STX Civil No. SX-16-CV-650
NOTICE OF SERVICE OF JAMIL YOUSUF'S RESPONSE TO PLAINTIFF HISHAM HAMED'S
FIRST REQUEST FOR THE PRODUCTION OF DOCUMENTS TO DEFENDANT JAMIL YOUSEF

of V.I. R. Civ. P. 34, provides notice that his Response to Plaintiff Hisham Hamed's First Request for the Production of Documents to Defendant Jamil Yousef has been served upon plaintiff's counsel, with copies to the remaining counsel of record as set forth in the Certificate of Service, below.

Respectfully Submitted,

DATED: August 16, 2017.

LAW OFFICES OF JAMES L. HYMES, III, P.C.
Counsel for Defendants –
Isam Yousuf, and Jamil Yousuf

By: 

JAMES L. HYMES, III

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CERTIFICATE OF SERVICE

I hereby certify that this document complies with the page or word limitation set forth in V.I. R. Civ. P. 6-1(e), and that on this the 16th day of August, 2017, I caused an exact copy of the foregoing "*JAMIL YOUSUF'S RESPONSE TO PLAINTIFF HISHAM HAMED'S FIRST REQUEST FOR THE PRODUCTION OF DOCUMENTS TO DEFENDANT JAMIL YOUSEF*" to be served electronically by e-mail, and by mailing same, postage pre-paid, to the following counsel of record:

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Co-Counsel for Plaintiff

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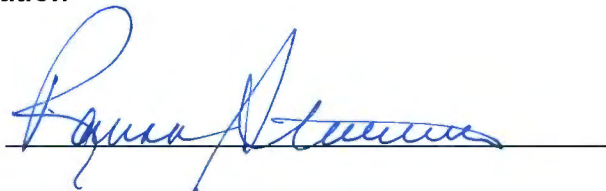
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Attorneys for Sixteen Plus Corporation



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

HISHAM HAMED , individually, and Derivatively, on behalf of SIXTEEN PLUS CORPORATION ,)	
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Plaintiff,)	CIVIL NO. SX-16-CV-650
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a nominal Defendant,)	
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**JAMIL YOUSUF'S RESPONSE TO PLAINTIFF HISHAM HAMED'S
FIRST REQUEST FOR THE PRODUCTION OF DOCUMENTS
TO DEFENDANT JAMIL YOUSEF**

The Defendant, **JAMIL YOUSUF** (incorrectly identified as Jamil Yousef in the Caption), through his undersigned Attorney, James L. Hymes, III, does not voluntarily appear in this matter, does not submit to the jurisdiction of the Court, and does not waive any objections to subject matter jurisdiction, personal jurisdiction, 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 without waiving same

hereby responds to Plaintiff's Hashim Hamed's First Request for the Production of Documents as follows:

I. GENERAL OBJECTIONS

Defendant **JAMIL YOUSUF**, incorporates the following general objections into each and every response to Plaintiff's request for the production of documents as set forth below, and further, by submitting his responses to these requests, does not waive 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:

1. Jamil Yousuf objects to the portions of the requests, instructions and definitions to the extent they would impose any burden on him not specifically provided for by the Virgin Islands Rules of Civil Procedure.

2. Jamil Yousuf objects to each production request to the extent that any full answer thereto would require it to divulge information or communications protected by the attorney-client privilege or the attorney work product doctrine, or to the extent that it seeks information reflecting attorney/client communications, documents reflecting attorney work product, or the work product of non-attorneys prepared for, or under the direction of an attorney or in anticipation of litigation. Only non-privileged documents, or portions thereof, will be produced.

3. Jamil Yousuf objects to each request to the extent that it seeks the information that is not within its possession or custody. Jamil Yousuf further objects to each demand for documents from entities over whom he has no control.

4. Jamil Yousuf objects to each production request to the extent that it seeks information that is not, in any meaningful way, related to the parties' claims or defenses.

5. Jamil Yousuf objects to each production request to the extent it requires the production of information which would be burdensome, oppressive, or expense to produce.

6. Jamil Yousuf objects to each production request to the extent that it is overly broad, unduly vague, or ambiguous.

7. Jamil Yousuf objects to each production request, or any portion thereof, that seeks information on matters of public record to which plaintiff has equal access.

8. Jamil Yousuf objects to each production request to the extent that it seeks the information which may contain or reflect subsequent remedial measures.

9. Jamil Yousuf objects to each request or portion thereof, which requires a response that may contain or reflect information protected by the privilege of self-critical evaluation.

10. Jamil Yousuf objects to each production request to the extent it seeks information not calculated to lead to the discovery of relevant or admissible evidence.

11. Jamil Yousuf objects to any inadvertent disclosure of privileged information being deemed a waiver, or being used affirmatively against it for any reason or purpose.

REQUESTS

Document Request No. 1:

All written communications between you and Fathi Yusuf since 2008 regarding any matters related to United Corporation, Sixteen Plus, Manal Mohammad Yousef or anything to do with Manal Mohammad's loan to Sixteen Plus as evidenced by the Promissory Note attached as **Exhibit 1**.

Response:

None.

Document Request No. 2:

All written communications between you and Isam Yousuf since 2008 regarding any matters related to United Corporation, Sixteen Plus, Manal Mohammad Yousef or anything to do with Manal Mohammad's loan to Sixteen Plus as evidenced by the Promissory Note attached as **Exhibit 1**.

Response:

None.

Document Request No. 3:

All written communications between you and any family members of Fathi Yusuf since 1996 regarding any matters related to United Corporation, Sixteen Plus, Manal Mohammad Yousef or anything to do with Manal Mohammad's loan to Sixteen Plus as evidenced by the Promissory Note attached as **Exhibit 1**.

Response:

None.

Document Request No. 4:

All written communications with any person affiliated with or representing Sixteen Plus since 2008.

Response:

None.

Document Request No. 5:

All written communications with anyone regarding the preparation and execution of the Power of Attorney attached hereto as **Exhibit 2**.

Response:

None.

Document Request No. 6:

All communications with any attorney in St. Martin regarding the collection of the Promissory Note attached hereto as **Exhibit 1**, including but not limited to the attorney who sent the letter attached hereto as **Exhibit 3**.

Response:

None.

Document Request No. 7:

All communications with Kye Walker since 2015.

Response:

I object to producing any document I may have in my possession which could be interpreted as a communication with Attorney Walker on the grounds that such communication was between client and attorney and is therefore privileged and confidential and not subject to disclosure.

Document Request No. 8:

All communications with any lawyer working for the law firm of Dudley, Topper and Feuerzeig, the law firm representing Defendant's Fathi Yusuf, since 2012.

Response:

None.

Document Request No. 9:

Please provide all documents showing residential addresses you know or believe Manal Yousef physically resided at for more than 1 month from 1990 to present.

Response:

None.

Document Request No. 10:

Complete copies of all passports issued to you by any country since 1996, whether current or expired.

Response:

Pursuant to an agreement with counsel, copies of passports will be submitted under seal to the Court for its inspection to determine relevancy, and to avoid disclosure of private personal information protected by the rules of this Court.

Document Request No. 11:

All documents showing residential addresses you physically resided at for more than 1 month from 2008 to present.

Response:

None.

Document Request No. 12:

Please provide all documents, including but not limited to any powers of attorney between Manal Yousef and yourself that would allow you to hold yourself out as her agent.

Response:

A copy of the General Power of Attorney written 22/07/2012 from Manal Mohammed Yousef Mohammed to me has previously been produced.

Document Request No. 13:

Please provide all documents showing any transfers of funds to you since 2008 from Fathi Yusuf or any of his family members.

Response:

None.

Document Request No. 14:

Please provide all documents referenced, reviewed or used to prepare your answers to your first set of interrogatory responses in this case.

Response:

None other than the documents attached to the request for production of documents by the attorneys for the plaintiff.

Respectfully Submitted,

DATED: August 16, 2017.

LAW OFFICES OF JAMES L. HYMES, III, P.C.
Counsel for Defendants –
Isam Yousuf, and Jamil Yousuf

By: _____

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