

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

WALEED HAMED, as the Executor of the
Estate of MOHAMMAD HAMED,

Plaintiff/Counterclaim Defendant,

vs.

FATHI YUSUF and **UNITED CORPORATION**

Defendants and Counterclaimants.

vs.

**WALEED HAMED, WAHEED HAMED,
MUFEED HAMED, HISHAM HAMED, and
PLESSEN ENTERPRISES, INC.,**

Counterclaim Defendants,

Case No.: SX-2012-cv-370

**ACTION FOR DAMAGES,
INJUNCTIVE RELIEF AND
DECLARATORY RELIEF**

JURY TRIAL DEMANDED

Consolidated with

Case No.: SX-2014-CV-287

**ACTION FOR DECLARATORY
JUDGMENT**

JURY TRIAL DEMANDED

Consolidated with

Case No.: SX-2014-CV-278

**ACTION FOR DEBT AND
CONVERSION**

JURY TRIAL DEMANDED

WALEED HAMED, as the Executor of the
Estate of MOHAMMAD HAMED,

Plaintiff,

vs.

UNITED CORPORATION,

Defendant.

WALEED HAMED, as the Executor of the
Estate of MOHAMMAD HAMED,

Plaintiff,

vs.

FATHI YUSUF,

Defendant.

NOTICE OF VIDEOTAPED DEPOSITION

PLEASE TAKE NOTICE that pursuant to the *Order* of the Special Master dated July 12, 2018, on August 8, 2018 at 11 a.m., pursuant to V.I.R. Civ. P. 30(b)(6), Plaintiff's counsel will take the limited videotaped deposition of a designated representative of Defendant United Corporation with regard to the topics set forth in "**Exhibit A**" -- solely as to Hamed's Claim H-142 -- at his offices on 2132 Company Street, Christiansted, VI. Hamed understands and stipulates that the time spent in this deposition will be deducted from the total deposition time of this Defendant allowed pursuant to 'Part B' of the January 29, 2018, *Plan and Scheduling Order*.

Dated: July 20, 2018



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CERTIFICATE OF SERVICE

I hereby certify that on this 20th day of July, 2018, I served a copy of the foregoing by email (Via CaseAnywhere), as agreed by the parties, on:

Hon. Edgar Ross

Special Master

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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).



EXHIBIT A

DEPOSITION TOPICS

1. Hamed Claim H-142 (Tutu Land)

A. The funds used to purchase the land described as:

Parcel No. 2-4 Rem. Estate Charlotte Amalie
No. 3 New Quarter, *St. Thomas*, U.S. Virgin Islands
consisting of 0.536 acre, more or less, as shown on
OLG Map No. D9-7044-T002, dated April 10, 2002

hereinafter referred to as the "Land".

- i. The source and how the funds were generated, and taxes paid on those funds
- ii. The methods and means used to skim funds to avoid taxes
- iii. The methods and means used to purchase other property with skimmed funds.
- iv. The methods and means used to transfer the funds used to purchase the Land
- v. The persons directing the obtaining, use and payment of these funds.
- vi. Negotiations surrounding the purchase of the Land.
- vii. The offer for the Land.
- viii. The acceptance of the offer for the Land
- ix. The preparation of documents for the transfer of the Land.
- x. The Closing on the Land.
- xi. The documents relating to the Land.

B. The purchase of the large adjacent parcel of the Land. ("Large Adjacent Parcel")

- i. The source and how the funds were generated, and taxes paid on those funds
- ii. The methods and means used to transfer the funds used to purchase the Large Adjacent Parcel
- iii. The persons directing the obtaining, use and payment of these funds.
- iv. Negotiations surrounding the purchase of the Large Adjacent Parcel.
- v. The offer for the Large Adjacent Parcel.
- vi. The acceptance of the offer for the Large Adjacent Parcel
- vii. The preparation of documents for the transfer of the Large Adjacent Parcel.
- viii. The Closing on the Large Adjacent Parcel.
- ix. The documents relating to the Large Adjacent Parcel.

C. The Mortgage and Note in Favor of United Corporation on the Land (the "Mortgage")

- i. The source and how the funds were generated for United to loan or pay consideration to the Partnership or Plessen for the Note and Mortgage, and taxes paid on those funds
- ii. The methods and means used to transfer the funds used to purchase the Mortgage
- iii. The persons directing the obtaining, use and payment of these funds.
- iv. Negotiations surrounding the Mortgage.
- v. The offer for the Mortgage.
- vi. The acceptance of the offer for the Mortgage

- vii. The preparation of documents for the Mortgage and Note.
- D. The Deed in Lieu in Favor of United Corporation on the Land (the "Mortgage")
- viii. The source and how the funds were generated for United to loan or pay consideration to the Partnership or Plessen for the Note and Deed in Lieu, and taxes paid on those funds
 - ix. The methods and means used to transfer the funds used to purchase the Deed in Lieu
 - x. The persons directing the obtaining, use and payment of these funds.
 - xi. Negotiations surrounding the Deed in Lieu.
 - xii. The offer for the Deed in Lieu.
 - xiii. The acceptance of the offer for the Deed in Lieu
 - xiv. The preparation of documents for the Deed in Lieu and Note.
- E. The intended use of the Land and Large Adjacent Parcel
- F. The Criminal Action and its Effects
- i. On the use of the Land
 - ii. On the funds available
 - iii. On the transferring of interests in property
 - iv. On United
 - v. On Plessen
 - vi. On the grocery stores
 - vii. On the Tutu Store
- G. The involvement of individuals on the purchase of the Land, mortgage and Deed in Lieu
- i. Fathi Yusuf
 - ii. Mohammad Hamed

- iii. Waleed Hamed
 - iv. Mike Yusuf
 - v. Counsel
 - vi. CPA's and Accountants
 - vii. Title Searchers
 - viii. Title Insurance Providers
- H. Plessen Enterprises. Inc. at the time of the purchase of the Land, mortgage and Deed in Lieu
- I. United Corporation at the time of the purchase of the Land, mortgage and Deed in Lieu
- J. The Partnership at the time of the purchase of the Land, mortgage and Deed in Lieu
- K. Accounting Practices at the time of the purchase of the Land, mortgage and Deed in Lieu
- L. Banking Practices at the time of the purchase of the Land, mortgage and Deed in Lieu
- M. Legal work being done at the time of the purchase of the Land, mortgage and Deed in Lieu
- N. The practices surrounding Fathi Yusuf being "in charge" of the office, finances and decision-making at the time of the purchase of the Land, mortgage and Deed in Lieu
- O. The practices surrounding Fathi Yusuf being "in charge" of the office, finances and decision-making regarding the Land