

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,

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.*

FATHI YUSUF, *Plaintiff,*

vs.

MOHAMMAD A. HAMED TRUST, *et al,*

Defendants.

KAC357 Inc., *Plaintiff,*

vs.

HAMED/YUSUF PARTNERSHIP,

Defendant.

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

Consolidated with

Case No.: SX-2014-CV-278

Consolidated with

Case No.: ST-17-CV-384

Consolidated with

Case No.: ST-18-CV-219

**HAMED MOTION TO COMPEL
RE REVISED CLAIM Y-12 – FOREIGN ACCOUNTS AND JORDANIAN PROPERTY**

I. Introduction

On January 8, 2019, the Special Master issued an order in response to Hamed's Expedited Motion to Compel re Yusuf Claim Y-12 – Foreign Accounts and Properties (**Exhibit 1**).¹ In that Order, the Special Master required Yusuf to respond to Hamed's Interrogatory 30 within 7 days. *Id.* Contrary to that Order, Yusuf has failed to adequately respond to Interrogatory 30. Accordingly, Hamed files this second motion to compel as to Interrogatory 30. Additionally, Hamed also requests the Special Master's help in compelling responses to Interrogatories 33-34 and Request for the Production of Documents (RFPDs) 30-31 and 36.

II. Procedural Process

The Parties exchanged discovery pursuant to the August 4, 2018 Scheduling Order. After the majority of the discovery was produced on May 15, 2018, the parties entered into a series of letters and Rule 37 conferences to resolve their differences. Some issues were resolved, but a number of issues remained outstanding.

A Second Amended Joint Discovery and Scheduling Plan was filed on June 14, 2021. The following motion pertains to one Yusuf revised claim only: Y-12 – Foreign Accounts and Jordanian Property.²

¹ Hamed filed his original Motion to Compel regarding this claim on December 12, 2018. (**Exhibit 2**) On December 30, 2018, Yusuf's Response to Hamed's Motion to Compel Relating to Claim Y-12 – Foreign Accounts and Properties was filed. (**Exhibit 3**) On January 2, 2019, Hamed filed his reply. (**Exhibit 4**)

² Although these interrogatories and RFPDS relate to both domestic and foreign assets, for the purpose of this Motion to Compel, Hamed is only seeking responses for the foreign assets. Other motions to compel will request responses regarding the domestic assets.

III. Facts

A. Hamed's Interrogatories Unanswered by Yusuf

1. *Hamed's Interrogatory 30 of 50 Unanswered by Yusuf*

On February 25, 2018, Hamed propounded the following interrogatory:

Interrogatory 30 of 50 - relates to Y-12: "Foreign Accts and Jordanian Properties."

This interrogatory relates to Claim Y-12: "Foreign Accts and Jordanian Properties." **Please identify all foreign accounts and Jordanian properties** that were funded or purchased with funds from the Plaza Extra supermarkets. **For each such foreign account *individually***: include the name of the account, the account number, the name of the institution and its location, the date it was opened, how money generated by the Plaza Extra supermarkets got into the foreign account, the dates deposits and withdrawals were made from each account and the amounts, the date the last transaction on the account occurred, whether the account is active or closed. If open, provide the present balance and if closed, please identify the date the account closed and who closed it. **For the Jordanian property, for each property *individually*** please identify (in English) the date it was purchased, the name of the title holder, the property description, who presently owns the property, whether the purchase was in cash or was transferred from a bank, and how all funds generated or provided by Plaza Extra supermarkets were transferred for the purchase of the property (including amounts and dates of all such transactions). **(Exhibit 5)**(Emphasis added.)

On May 15, 2018, Yusuf refused to respond to the interrogatory.

Response to Interrogatory 30 of 50

Defendants object to this Interrogatory because it is compound such that the total number of interrogatories together with their sub parts and other discovery exceeds the maximum allowable number of interrogatories under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of interrogatory questions.

Without waiving any objection to this Interrogatory, Yusuf incorporates the information concerning the foreign accounts and Jordanian properties set forth in his September 30, 2016 Accounting Claims and Proposed Distribution Plan, his October 30, 2017 Amended Accounting Claims and his December 12, 2016 Amended Supplementation of Accounting Claims as responsive to this Interrogatory. **(Exhibit 6)**

On January 8, 2019, the Special Master ordered Yusuf to response to Interrogatory 30 in accordance with Rules 33 and 34 of the Virgin Islands Rule of Civil Procedure. **(Exhibit 1)** In response, on January 15, 2019, Yusuf supplemented his response to Interrogatory 30, replying in part (but not fully) to the questions relating to foreign properties. **Yusuf did not answer any of the questions related to foreign accounts in his name or his family members' names**, as well as the Hamed foreign accounts he listed in Exhibit K **(Exhibits 7-8)** to his October 30, 2017 Amended Accounting Claims Limited to Transactions Occurring on or After September 17, 2006.

On January 17-18, 2019, Yusuf provided partial information regarding four accounts:

- Account Cairo Aman Bank 02501171878 00 Waleed Hamed
- Account Arab Bank 9020-415410-570 Mohammad Hamed
- Account Arab Bank 9020-415410-510 Mohammad Hamed
- Account Arab Bank 9020-415410-710 Mohammad Hamed **(Exhibit 9)**

The following information still is missing from Interrogatory 30:

- the date the account was opened (except for account 02501171878 00, Cairo Aman Bank, Waleed Hamed)
- how money generated by the Plaza Extra supermarkets got into each foreign account,
- the dates deposits and withdrawals were made from each account and the amounts,
- the date the last transaction on the account occurred,
- whether the account is active or closed. If open, the present balance and if closed, the date the account closed and who closed it.

Additionally, Yusuf's Exhibit K listed 10 accounts **(Exhibit 8)**. Nothing was said in the interrogatory response about the other six accounts—whether they are being dropped or Yusuf simply failed to respond to the interrogatory. Finally, the interrogatory response was not verified by Fathi Yusuf.

On January 18, 2019, Hamed again made an attempt to get the missing information—and make compliance much easier--as a deposition covering this claim was set for January 21, 2019. Attorney Hartmann stated:

1. Jordanian Properties and Accounts

A. Accounts

The interrogatory required that you identify ALL such Accounts – not merely the four that you are now “proceeding on”. (I assume based on the response that this means you have abandoned all of the rest of the accounts in the original claim.)

To satisfy the interrogatory, Hamed WILL NOT require that you provide the requested information for the other Hamed accounts that you will not be pursuing – however the interrogatory explicitly demanded all such accounts, which would include YUSUF ACCOUNTS. Thus, all of the information demanded in the interrogatory must be provided (a) for the four Hamed accounts you are continuing to pursue, and (b) for all of the Yusuf Accounts. I simply cannot examine Yusuf about the comparative “taking” by the two parties if you do not identify and provide the information about his accounts – that Judge Ross required by the date of the deposition.

This is Hamed's interrogatory, taken from page 5 of the Order:

Hamed's Interrogatory 30, relates to Yusuf Claim No. Y-12: This interrogatory relates to Claim Y-12: "Foreign Accts and Jordanian Properties." Please identify **all foreign accounts** and Jordanian properties **that were funded or purchased with funds from the Plaza Extra supermarkets.**[1]¹

For **each** such foreign account individually: **include the name of the account, the account number, the name of the institution and its location, the date it was opened, how money generated by the Plaza Extra supermarkets got into the foreign account, the dates deposits and withdrawals were made from each account and the amounts, the date the last transaction on the account occurred, whether the account is active or closed.**

If open, provide the present balance and if closed, please identify the date the account closed and who closed it. For the Jordanian property, for each property **individually please identify** (in English) the date it was purchased, the name of the title holder, the property description,

who presently owns the property, whether the purchase was in cash or was transferred from a bank, and how all funds generated or provided by Plaza Extra supermarkets were transferred for the purchase of the property (including amounts and dates of all such transactions). (Motion, p. 3) (Emphasis in original)

This must be supplied by the deposition. If not, this time, the motion will be for contempt and to strike these claims. Verified by your client. We will not allow an asymmetrical deposition of our clients on these issues without having this information in hand. It should include all documents for items your client owns directly or beneficially.

B. Property

Same as [sic] A. A full answer to the interrogatory – when purchased, for how much, who holds title and what the title has been. Present status, etc. As per the interrogatory. **(Exhibit 10)**

As no additional information was forthcoming from Yusuf, the parties agreed not to hold the deposition on claim Y-12 on January 21, 2019.

On November 19, 2020, Hamed sent an email to Yusuf attempting yet again to obtain the missing information. **(Exhibit 11) Hamed provided two spreadsheets that had a column for each piece of information that was needed to fully respond to the interrogatory.** *Id.* On December 18, 2020, Yusuf sent a spreadsheet with information regarding the foreign properties only, which did not respond to the questions of where the funds came from to purchase each piece of property and which banks and on what dates Partnership funds were transferred for the purchase of each piece of property. **(Exhibit 12)** No further information was provided regarding foreign accounts, despite a promise to do so. *Id.*

2. Hamed's Interrogatory 33 of 50 Unanswered by Yusuf

On March 24, 2018, Hamed propounded the following interrogatory:

Interrogatory 33 of 50:

Substantially the Same as Yusuf ROG 1. Please identify any and all assets including bank accounts (indicating account number and name of bank), brokerage accounts, real estate, interests in business ventures and other financial interests, foreign and domestic, owned by each of the following Yusuf family members: 1) Fathi, 2) Mike, 3) Nejeh, and 4) Yusuf Yusuf *from September 17, 2006 to the date of your response* and identify the source of all funds for the acquisition of such assets. **(Exhibit 13)**

On May 15, 2018, Yusuf's initial response was a complete refusal to answer:

Response to Interrogatory 33 of 50:

Defendants object to this Interrogatory as vague, ambiguous, and compound such that the total number of interrogatories together with their sub parts and other discovery exceeds the maximum allowable number of interrogatories under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of interrogatory questions.

Defendants further object to this Interrogatory because it seeks personal financial information concerning Yusufs sons, who are not parties to this case.

Defendants further object to this Interrogatory because it seeks personal information when there has been no allegation that monies were removed from the partnership by any member of the Yusuf family which were not otherwise disclosed to the Hameds. Furthermore, unlike the Hameds, the Yusufs had sources of income other than the partnership which would account for income and assets in excess of the funds acknowledged to have been withdrawn from the partnership. Hence, the discovery is irrelevant because "the proposed discovery is not relevant to any party's claim or defense." V.I. R. Civ. P. 26(b)(2)(C)(iii). **(Exhibit 14)**

On October 31, 2018, Hamed's counsel sent a request for a Rule 37 conference and outlined the specific deficiencies in Yusuf's response to Interrogatory 33. **(Exhibit 15, p. 12-13)**

A meet and confer was held on November 12, 2018. At that meet and confer, Yusuf's counsel stated that Yusuf would not be supplementing and thus, Interrogatory 33 was

ready for a motion to compel. A November 28, 2018 letter summarized the results of the November 12, 2018 meet and confer:

Interrogatory 33 of 50 – Relates to banking information related to Mr. Yusuf and his sons

Attorney Perrell stated that the defendants would not be supplementing this interrogatory, therefore it is ready for Hamed's Motion to Compel. (**Exhibit 16**, p. 3)

3. *Hamed's Interrogatory 34 of 50 Unanswered by Yusuf*

On March 24, 2018, Hamed propounded the following interrogatory:

Interrogatory 34 of 50:

Substantially the Same as Yusuf ROG 2. Please identify each and every asset and interest, foreign and domestic, owned by Fathi Yusuf or any corporation more than 49% owned by him *from September 1, 2012 to the date of this response* -- and the source of the income (including any loan proceeds) which provided the asset as well as any disposition of the asset since that time. (**Exhibit 13**)

On May 15, 2018, again, Yusuf's initial response was a complete refusal to answer:

Yusuf's Response to Interrogatory 34

Defendants object to this Interrogatory as vague, ambiguous, and compound such that the total number of interrogatories together with their sub parts and other discovery exceeds the maximum allowable number of interrogatories under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of interrogatory questions.

Defendants further object to this Interrogatory because it seeks personal information when there has been no allegation that monies were removed from the partnership by any member of the Yusuf family which were not otherwise disclosed to the Hameds. Furthermore, unlike the Hameds, the Yusufs had sources of income other than the partnership which would account for income and assets in excess of the funds acknowledged to have been withdrawn from the partnership. Hence, the discovery is irrelevant because "the proposed discovery is not relevant to any party's claim or defense." V.I. R. Civ. P. 26(b)(2)(C)(iii). (**Exhibit 14**)

On October 31, 2018, Hamed sent Yusuf a Rule 37 letter requesting a conference and specifically identified the deficiencies in his response to Interrogatory 34. (**Exhibit 15**, 13-14)

A meet and confer was held on November 12, 2018. At that meet and confer, Yusuf's counsel stated that Yusuf would not be supplementing and therefore Interrogatory 34 was ready for a motion to compel. A November 28, 2018 letter summarized the results of the November 12, 2018 meet and confer:

Interrogatory 34 of 50 – Relates to foreign and domestic assets owned by Fathi Yusuf

Attorney Perrell stated that the defendants would not be supplementing this interrogatory, therefore it is ready for Hamed's Motion to Compel. (**Exhibit 16**, p. 3)

B. Hamed's request for the production of documents unanswered by Yusuf

1. Hamed RFPD 30 of 50

On March 25, 2018, Hamed sent the following request:

RFPDs 30 of 50:

SUBSTANTIALLY THE SAME AS YUSUF RFPD 5. Please produce copies of all original tax returns filed by United, Fathi, Mike, Nejeah and Yusuf Yusuf from 1986 to date. (**Exhibit 17**, p. 2)

On May 15, 2018, Yusuf's initial response was a complete refusal to answer:

Response:

Defendants object to this Request for Production as vague, ambiguous, and compound such that the total number of Requests for Production together with their sub parts and other discovery exceeds the maximum allowable number of Requests for Production under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of Requests for Production.

Defendants further object to this Request for Production because it seeks personal financial information concerning Yusufs sons, who are not parties to this case.

Defendants further object to this Request for Production because it seeks personal information when there has been no allegation that monies were removed from the partnership by any member of the Yusuf family which were not otherwise disclosed to the Hameds. Furthermore, unlike the Hameds, the Yusufs had sources of income other than the partnership which would account for income and assets in excess of the funds acknowledged to have been withdrawn from the partnership. Hence, the discovery is irrelevant because "the proposed discovery is not relevant to any party's claim or defense." V.I. R. Civ. P. 26(b)(2)(C)(iii). (**Exhibit 18**, p. 6)

On October 31, 2018, Hamed's counsel sent a "Request for Rule 37 Conference re Claims" to Yusuf's counsel, outlining the deficiencies in Yusuf's response to RFPDs 30. (**Exhibit 15**, pp. 40-41) A meet and confer was held on November 12, 2018. At that time, according to the November 28, 2018 letter summarizing the November 12th Rule 37 conference,

RFPDs 30 of 50 – Relates to copies of all original tax returns filed by United, Fathi, Mike, Nejeh and Yusuf Yusuf from 1986 to date

Attorney Perrell agreed to determine whether United and Yusufs would produce copies of their tax returns from 1986 to date by December 15, 2018. If the tax returns are not produced, this RFPD is ready for Hamed's Motion to Compel. (**Exhibit 16**, p. 8)

No tax returns were produced.

2. Hamed's RFPD 31 of 50

On March 25, 2018, Hamed sent the following request:

RFPDs 31 of 50:

SUBSTANTIALLY THE SAME AS YUSUF RFPD 6. Please produce copies of all documents including statements relating to any operating, savings, credit, investment, trust, escrow or other accounts in which United, Fathi,

Mike, Nejeah and Yusuf Yusuf or any company which they have more than 49% control, have or had any interest in the Virgin Islands or elsewhere, including, but not limited to Jordan and West Bank, Palestine, from 1986 to date. (**Exhibit 17**)

On May 15, 2018, Yusuf's initial response was a complete refusal to answer:

Yusuf's Response to RFPDs 31 of 50

Defendants object to this Request for Production as vague, ambiguous, and compound such that the total number of Requests for Production together with their sub parts and other discovery exceeds the maximum allowable number of Requests for Production under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of Requests for Production.

Defendants further object to this Request for Production because it seeks personal financial information concerning Yusuf's sons, who are not parties to this case.

Defendants further object to this Request for Production because it seeks personal information when there has been no allegation that monies were removed from the partnership by any member of the Yusuf family which were not otherwise disclosed to the Hameds. Furthermore, unlike the Hameds, the Yusufs had sources of income other than the partnership which would account for income and assets in excess of the funds acknowledged to have been withdrawn from the partnership. Hence, the discovery is irrelevant because "the proposed discovery is not relevant to any party's claim or defense." V.I. R. Civ. P. 26(b)(2)(C)(iii). (**Exhibit 18**, p. 7)

On October 31, 2018, Hamed's counsel sent a "Request for Rule 37 Conference re Claims" to Yusuf's counsel, outlining the deficiencies in Yusuf's response to RFPDs 31. (**Exhibit 15**, pp. 41-42) A meet and confer was held on November 12, 2018. At that time, according to the November 28, 2018 letter summarizing the November 12th Rule 37 conference,

Attorney Perrell agreed that no more information would be forthcoming for the RFPDs related to the Y-11 Lifestyle Analysis and therefore RFPDs 31 is ready for Hamed's Motion to Compel. (**Exhibit 16**, p. 8)

3. *Hamed's RFPD 36 of 50*

On March 25, 2018, Hamed sent the following request:

RFPDs 36 of 50:

SUBSTANTIALLY THE SAME AS YUSUF RFPD 11. As to the accounts of Fathi, Mike, Nejeh and Yusuf Yusuf, please produce copies of any and all bank or investment account statements for the period from September 17, 2006 to date. (**Exhibit 17**, p. 4)

On May 15, 2018, Yusuf's initial response was a complete refusal to answer:

Yusuf's Response to RFPDs 36 of 50

Defendants object to this Request for Production as vague, ambiguous, and compound such that the total number of Requests for Production together with their sub parts and other discovery exceeds the maximum allowable number of Requests for Production under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of Requests for Production.

Defendants further object to this Request for Production because it seeks personal financial information concerning Yusuf's sons, who are not parties to this case.

Defendants further object to this Request for Production because it seeks personal information when there has been no allegation that monies were removed from the partnership by any member of the Yusuf family which were not otherwise disclosed to the Hameds. Furthermore, unlike the Hameds, the Yusufs had sources of income other than the partnership which would account for income and assets in excess of the funds acknowledged to have been withdrawn from the partnership. Hence, the discovery is irrelevant because "the proposed discovery is not relevant to any party's claim or defense." V.I. R. Civ. P. 26(b)(2)(C)(iii). (**Exhibit 18**, p. 10)

On June 28, 2021, Hamed sent a letter to Yusuf requesting a Rule 37 conference on RFPDs 36 of 50. (**Exhibit 19**) On July 1, 2021, Yusuf's attorney sent an email stating

I have not forgotten about your email. I want to review the issue with Mr. Yusuf upon his return. I understand that he is getting back within the next few days. As soon as I discuss with him, then I will give you a call. (**Exhibit 20**)

Mr. Yusuf has been back for a while now, and has signed invoice payments for the master and clerk. Yusuf's counsel did not schedule any further discussion or provide the requested materials in response to Hamed's June 28, 2021 request within the 15 days required by V.I. R. Civ. P. 37-1(c)(3). Thus, Hamed has complied with the Rule.

IV. Argument

This Motion to Compel is submitted pursuant to the Second Amended Joint Discovery and Scheduling Plan of June 14, 2021.

A. Applicable Discovery Rules

1. Rule 26 Duty to Disclose; General Provisions Governing Discovery

Rule 26 of Virgin Islands Rules of Civil Procedure ("Rule 26") is the foundational rule governing discovery. It broadly allows discovery regarding "**any nonprivileged matter that is relevant to any party's claim or defense**. Information within this scope of discovery need not be admissible in evidence to be discoverable." V.I. R. CIV. P. 26(b)(1), emphasis added.

2. Rule 33 of the Virgin Islands Rules of Civil Procedure

Rule 33 of the Virgin Islands Rules of Civil Procedure ("Rule 33"), among other things, identifies the duties of the party responding.

(a) Answers and Objections.

* * * *

(3) Answering Each Interrogatory. Each interrogatory must, to the extent it is not objected to, be answered separately and fully in writing under oath.

(4) Objections. The grounds for objecting to an interrogatory must be stated with specificity. Any ground not stated in a timely objection is waived unless the court, for good cause, excuses the failure.

3. Rule 34 of the Virgin Islands Rules of Civil Procedure

Rule 34 of the Virgin Islands Rules of Civil Procedure (“Rule 34”), among other things, identifies the scope of the document production and the duties of the party responding.

(a) In General. A party may serve on any other party a request within the scope of Rule 26(b): (1) to produce and permit the requesting party or its representative to inspect, copy, test, or sample the following items in the responding party's possession, custody, or control: (A) any designated documents or electronically stored information. . .

B. Yusuf refuses to respond to Interrogatories 30, 33-34

1. *Interrogatory 30*

This is a simple interrogatory that, for some reason, Yusuf does not want to answer. It is hard to imagine how Yusuf can prosecute HIS claim without this information. It appears he intends, as he has done before, to show up with the information only at the hearing. The interrogatory goes to the heart of Yusuf's claim and therefore is directly relevant to Hamed's defense, per Rule 26. **The Master ordered a response on January 8, 2019, but Yusuf has yet to comply. Previously, on another issue, the Master required the payment of costs—although Hamed waived the actual collection. Another such an admonition, even absent actual monetary sanction might be useful here.**

Foreign Accounts

Yusuf completely disregarded and failed to respond to the portion of the interrogatory relating to foreign accounts. The only information Yusuf provided was a partial listing of foreign account numbers that Yusuf stated were in Mohammad Hamed's name or Waleed Hamed's name. (**Exhibit 9**) The Hameds have no such records, and it is clear that Yusuf set up, controls and has signatory authority on these accounts. Worse, ***no*** such accounts

(including date accounts were opened, dates of deposits and withdrawals, status of account, etc.) were listed for **ANY** Fathi Yusuf, Hamdan Diamond³, or other Yusuf family member who had a foreign bank account containing Plaza Extra supermarket funds.

In order to successfully defend this claim, Hamed needs to know about *all* accounts in order to discern whether there was an equal distribution of supermarket funds between the two partners.

As to the Hamed-owned accounts, Yusuf failed to answer:

- the name of the person/corporation/business on the account (including non-Hamed family members),
- where the accounts are located,
- the date the accounts were opened,
- the dates of deposits and withdrawals in each account,
- the date of the last transaction,
- the status of the account – opened or closed – and the particulars of the account today (if open, the present balance and if closed, the date it was closed and who closed it).⁴

Yusuf, of course, did not answer any of those questions regarding the Yusuf family and Hamdan Diamond accounts because Yusuf failed to list any of his family's foreign accounts.

³ January 4, 2005, Draft Summary Schedules, provided by the US Justice Department in relation to the criminal case, *US v United*, VI D. Ct. CR-2005-15, indicated that Partnership funds were diverted to Yusuf's Hamdan Diamond Corporation. The report also showed that Fathi Yusuf had foreign accounts. **(Exhibit 21)**

⁴ Yusuf may claim that the data answering this interrogatory is found in BDO's *Report of Historical Withdrawals and Distributions of the Partners and Proposed Allocation to Equalize Partnership Distributions*, August 31, 2016. However, no data on foreign bank accounts is listed in the BDO report for the time period 2001-2012 for either Mohammad or Waleed Hamed.

Foreign Properties

Yusuf provided a spreadsheet that covered foreign properties. However, the spreadsheet failed to answer the interrogatory. For example, looking at Property 3 on the spreadsheet, the response to whether cash was used to buy the properties or whether money was transferred from Plaza Extra accounts directly, Yusuf stated (emphasis added):

Original purchase in 1999 with funds either directly from Plaza Extra Accounts **or** thru St. Maarten accounts to accounts at Cairo Aman Bank **or** Arab Bank Accounts, which were used for the purchase. (**Exhibit 12**)

That is hardly a response and more of a take your pick kind of an answer – not probative on how the property was purchased with Partnership funds.

In addition to not specifically identifying which bank or banks handled the transfer of funds for purchase, Yusuf also did not provide a listing of the amount or amounts transferred and the specific date or dates of the transfers for the purchase of Property 3. Instead, Yusuf gave the purchase price (858,000.00 Jordanian pounds), but no particulars so Hamed could validate when and how the purchase was made.

Transfers came either from Plaza Extra Accounts directly or thru transfers from the St. Maarten accounts. The transferr[sic] went into either Cairo Aman Accounts or Arab Bank Accounts and then the property was purchased. The amount paid is described more fully in Supplemental Response to Interrogatory 30 on January 15, 2019. Attached. *Id.*

Further, Yusuf sought re-payment for “[o]ne-half of the expenses incurred by Yusuf in conveying Hamed's interest in the Jordanian parcel identified in Exhibits O and S [Property 3, Land No. (310), basin 6, Huwaijer Tabarbour Village, east of Amman lands] is \$50,521.29.” (**Exhibit 22**, p. 3). However, Yusuf Exhibit R lists 24 invoices for 24

properties where Yusuf sought re-payment for putting those properties in both his name and Hamed's name (prior to that, the properties were in Hamed's name only). (**Exhibit 22**) The conflict of whether the fees are allegedly for conveying Hamed's interest in Property 3 to Yusuf or whether the fees are for the 24 properties where Yusuf added his name to the properties (listed on Exhibit R) needs explanation. Further, Yusuf has provided no facts substantiating his claim that Mr. Hamed agreed to pay one-half of the expenses nor has Yusuf provided an explanation as to why these properties were not jointly put in his name in the first place if they were purchased with Partnership funds.

Finally, the spreadsheet provide by Yusuf did not comport with Rule 33(b)(3) and (5)—it was not provided under oath and was not signed.

2. *Interrogatories 33-34*

Yusuf refused to respond at all to these two interrogatories. Both interrogatories are needed for Hamed's defense of the claim. Hamed is attempting to discern the foreign accounts and properties that the Yusuf family holds in order to 1) determine whether the assets were funded with Partnership funds and 2) determine whether there was an equal distribution of supermarket funds between the two partners.

Interrogatory 33 asks for an identification of all foreign assets (bank accounts, real estate, interests in business ventures and other financial interests) that existed at any time from September 17, 2006 to March 9, 2015, the date of the split of the East and West stores and the source of funds for each asset for the following Yusuf family members: Fathi, Mike, Nejeh and Yusuf Yusuf.

Interrogatory 34 requests the following: From September 1, 2012 to March 9, 2015, a list of each foreign asset or corporation owned by more than 49% by Fathi Yusuf, the source of the income to purchase the asset and any disposition of the asset that has occurred since September 1, 2012. Each piece of information is needed to establish whether 1) it is a Partnership funded asset and 2) what happened to the asset. Again, this is directly related to Hamed's ability to defend this claim and ensure an equal distribution of Partnership funds.

C. Yusuf refuses to produce documents for RFPDs 30-31 and 36

Yusuf refused to respond at all to these document requests. All of the document requests are needed for Hamed's defense of the claim and are relevant to his defense. Hamed is attempting to discern the foreign accounts and properties that the Yusuf family holds in order to 1) determine whether the assets were funded with Partnership funds and 2) determine whether there was an equal distribution of supermarket funds between the two partners. Hamed is limiting these document requests to any foreign accounts that existed from the period of September 17, 2006 to March 9, 2015. The Yusuf family tax returns are limited from 2006 through 2015. The tax returns are relevant and probative because foreign accounts in aggregate over a certain amount must be listed on a filer's US tax return.

V. Conclusion

Hamed doubts that there are any real amounts at issue here, and believes that these are matters for the courts where the properties and accounts are located. However, going along with the fiction that Yusuf is seeking to create, all of Hamed's interrogatories and

request for documents discussed above clearly fall within Rule 26's scope allowing discovery regarding "**any nonprivileged matter that is relevant to any party's claim or defense.**" (Emphasis added). Hamed has patiently been trying to get responses to this discovery since *May 15, 2018*, with no success. Accordingly, Hamed respectfully requests that the Master compel Yusuf to answer.

Dated: July 14, 2021



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CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of July 2021, I served a copy of the foregoing by email (via CaseAnywhere), as agreed by the parties, on:

Hon. Edgar Ross
Special Master
% edgarrossjudge@hotmail.com

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CERTIFICATE OF COMPLIANCE WITH RULE 6-1(e)

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



CERTIFICATE OF COMPLIANCE WITH RULE 37(a)(1)

I hereby certify that I made the required efforts in good faith to confer with counsel for United and Yusuf in order to obtain the foregoing requested information.

Dated: July 14, 2021



Exhibit 1

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

**MOHAMMAD HAMED, BY HIS
AUTHORIZED AGENT WALEED HAMED,**

PLAINTIFF/COUNTERCLAIM DEFENDANT,

v.

**FATHI YUSUF AND UNITED
CORPORATION,**

DEFENDANTS/COUNTERCLAIMANTS,

v.

**WALEED HAMED, WAHEED HAMED,
MUFEEED HAMED, HISHAM HAMED,
AND PLESSEN ENTERPRISES, INC.,**

COUNTERCLAIM DEFENDANTS.

**WALEED HAMED, AS EXECUTOR OF THE
ESTATE OF MOHAMMAD HAMED,**

PLAINTIFF,

v.

UNITED CORPORATION,

DEFENDANT.

MOHAMMAD HAMED,

PLAINTIFF,

v.

FATHI YUSUF,

DEFENDANT.

Civil No. SX-12-CV-370

**ACTION FOR INJUNCTIVE
RELIEF, DECLARATORY
JUDGMENT, PARTNERSHIP
DISSOLUTION, WIND UP, and
ACCOUNTING**

CONSOLIDATED WITH

Civil No. SX-14-CV-287

**ACTION FOR DAMAGES and
DECLARATORY JUDGMENT**

CONSOLIDATED WITH

Civil No. SX-14-CV-378

**ACTION FOR DEBT and
CONVERSION**

ORDER

EXHIBIT

1

THIS MATTER came before the Special Master (hereinafter “Master”) on Hamed’s expedited motion to compel responses to discovery served in connection with Yusuf Claim No. Y-12: foreign accounts and Jordanian properties.¹ In response, Yusuf filed an opposition and Hamed filed a reply thereafter.

In his motion, Hamed stated that “Yusuf has simply refused to answer 1 interrogatory and 2 RFPD’s [sic].” (Motion, p. 2) Hamed further stated that his interrogatory “was basically ignored” because while Yusuf referenced to several documents, these documents provided “no details, no information and no direction whatsoever as to the parameters of this claim.” (Id., at p. 3) Hamed pointed out that, as a result, a Rule 37 letter was sent and a conference was held whereby “Attorney Perrell stated that this interrogatory would be supplemented by December 15, 2018.” (Id., at pp. 3-4) (Emphasis omitted) Hamed further pointed out that, after two extensions, Yusuf responded with supplemental responses on December 18, 2018, but “nothing at all about this claim was submitted.” (Id., at p. 4) (Emphasis omitted) Thus, Hamed explained that another Rule 37 conference was set but “Yusuf’s counsel did not appear and did not provide any prior written or other notice of non-appearance (but did send an email more than an hour later requesting a change of date).” (Id.) Hamed argued that he “cannot defend against [Yusuf Claim No. Y-12] without information” and that “[a]ll that [he] asks is that Yusuf be made to list the individual properties and accounts, and for each give the facts – who, what, when, and how.” (Id., at pp. 2-3, 7) Thus, Hamed requested the Master to compel Yusuf to respond to discovery served in connection with Yusuf Claims No. Y-12.

In his opposition, Yusuf argued that “there are no grounds to compel” because “Yusuf’s Claim [No.] Y-12 has been set out and supporting documentation has been provided and

¹ The Master was appointed by the Court to “direct and oversee the winding up of the Hamed-Yusuf Partnership” (Sept. 18, 2015 order: Order Appointing Master) and “make a report and recommendation for distribution [of Partnership Assets] to the Court for its final determination.” (Jan. 7, 2015 order: Final Wind Up Plan) The Master finds that that Hamed’s instant motion to compel falls within the scope of the Master’s report and recommendation given that Yusuf Claim No. Y-12 is an alleged debt owed by Hamed to the Partnership.

supplemented on numerous occasions.” (Opp., p. 2) First, Yusuf pointed out that in his original accounting claims, filed on September 30, 2016 (hereinafter “Yusuf’s Accounting Claims”), he “identified certain claims relating to foreign accounts and property in Jordan” and included several exhibits—Exhibit N: “Land Value Estimation that specifically identified the properties at issue” and Exhibit O: “Written Agreement [between Yusuf and Hamed] in Arabic”—in support thereto. (Id.) Second, Yusuf pointed out that in his supplementation to Yusuf’s Accounting Claims, filed on December 7, 2016 (hereinafter “Yusuf’s Supplementation”), he included several exhibits relating to the Jordanian Properties—Exhibit R: “‘Payment Analysis’ setting for the values and payments as well as their exchange rates,” Exhibit S: “English translation of his earlier filed Exhibit O,” and Exhibit T: “English and Arabic versions of the invoices described in the Payment Analysis.” (Id., at p. 3) Third, Yusuf pointed out that in his amended supplementation to Yusuf’s Accounting Claims, filed on December 12, 2016 (hereinafter “Yusuf’s Amended Supplementation”), he “clarified certain expenses that he was seeking.” (Id.) Fourth, Yusuf pointed out that in his amended accounting claims, filed on October 30, 2017 (hereinafter “Yusuf’s Amended Accounting Claims”) per the Court’s Limitation Order,² he “again identified his claims as to the Jordanian Properties as well as certain foreign accounts but then noted that claims (c) through (e) were no longer available given the Limitation Order.” (Id.) Lastly, Yusuf pointed out that in response to Hamed’s discovery, “Yusuf objected to the compound nature of the requests but, nonetheless, incorporated by reference, the detailed information already provided to Hamed on various occasions.” (Id.) Yusuf claimed that at the Rule 37 conference held on November 12, 2018,

² In a memorandum opinion and order dated July 21, 2017, the Court ordered, *inter alia*, that “the accounting in this matter, to which each partner is entitled under 26 V.I.C. § 177(b), conducted pursuant to the Final Wind Up Plan adopted by the Court, shall be limited in scope to consider only those claimed credits and charges to partner accounts, within the meaning of 26 V.I.C. § 71(a), based upon transactions that occurred on or after September 17, 2006” (hereinafter “Limitation Order”). *Hamed v. Yusuf*, 2017 V.I. LEXIS 114, *44-45 (V.I. Super. Ct., July 21, 2017).

“counsel for Yusuf maintained certain objections as to various discovery but, as to others, advised that if additional information was available, it would be provided on or before December 15, 2018.” (Id., at p. 4) Yusuf explained that “[t]he representation of counsel for Yusuf that ‘there would be supplementation’ was a representation that to the extent there was anything to supplement, Yusuf would do it on or before that mid-December timeframe” and since “there are no additional documents of which Yusuf is aware that have not otherwise already been disclosed, and hence, nothing further to compel” and “no further supplementation was provided.”³ (Id.)

In his reply, Hamed reiterated that “Yusuf completely disregarded and failed to respond to the portion of the interrogatory relating to foreign accounts” and that “there is no interrogatory answer regarding the properties.” (Reply, pp. 2, 4) (Emphasis omitted) Hamed pointed out that “Yusuf must provide responses [to the interrogatory]...in writing and signed by Fathi Yusuf.”⁴ (Id., at p. 5)

DISCUSSION

1. Motion to Compel

Rule 37 of the Virgin Islands Rules of Civil Procedure (hereinafter “Rule 37”) governs the scope and procedure of motion for an order compelling disclosure or discovery. Rule 37

³ Yusuf noted in his opposition that Yusuf’s counsel did not ignore the last Rule 37 conference as Hamed alleged, but had missed it due to the following reasons: (i) “[c]ounsel for Yusuf did not anticipate that the meeting would be considered a Rule 37 conference, but instead, understood it to be another weekly meeting”; and (ii) “[c]ounsel for Yusuf mis-calendared the meeting and understood it to be on the following day... and upon learning of the issue, communicated the error in scheduling and offered to meet again...” (Opp., p. 7) Thus, Yusuf clarified that “[t]he failure to attend the meeting was not an attempt to ignore opposing counsel” and “[t]he fact that no further discovery was submitted on this issue (Y-12)...is not a reflection of a failure to cooperate or a need to be compelled to otherwise further respond and the failure to attend the meeting was a function of a calendaring error, not avoidance.” (Id.)

⁴ In his reply, Hamed did not respond to Yusuf’s explanation for Yusuf’s counsel’s failure to appear at the last Rule 37 conference. However, Hamed noted in his reply to Yusuf’s opposition to Hamed’s expedited motion to compel responses to discovery served in connection with Hamed Claim No. H-1 that he finds it odd that Yusuf’s counsel explained that they missed the Rule 37 conference due to scheduling error, and instead, Hamed speculated that the “[n]on-attendance was not slopping—it was a misplaced effort to protect [their client].” (Reply re Hamed Claim No. H-1, pp. 6-7). Nevertheless, Hamed also stated therein that, at this time, he “does not wish to pursue this further, but if Yusuf objects to these comments, an evidentiary hearing should be held.” (Id., at p. 8)

provides that “[a] party seeking discovery may move for an order compelling an answer, designation, production, or inspection...if (iii) a party fails to answer an interrogatory submitted under Rule 33; or (iv) a party fails to produce documents or fails to respond that inspection will be permitted – or fails to permit inspection – as requested under Rule 34. V.I. R. CIV. P. 37(a)(3)(B)(iii)-(iv). Rule 37 also provides that “[f]or purposes of this subpart (a), an evasive or incomplete disclosure, answer, or response must be treated as a failure to disclose, answer, or respond.” V.I. R. CIV. P. 37(a)(4).

A. Hamed’s Interrogatory⁵

Hamed’s Interrogatory 30, relates to Yusuf Claim No. Y-12:

This interrogatory relates to Claim Y-12: "Foreign Accts and Jordanian Properties." **Please identify all foreign accounts and Jordanian properties** that were funded or purchased with funds from the Plaza Extra supermarkets. **For each such foreign account** individually: include the name of the account, the account number, the name of the institution and its location, the date it was opened, how money generated by the Plaza Extra supermarkets got into the foreign account, the dates deposits and withdrawals were made from each account and the amounts, the date the last transaction on the account occurred, whether the account is active or closed. If open, provide the present balance and if closed, please identify the date the account closed and who closed it. **For the Jordanian property, for each property** individually please identify (in English) the date it was purchased, the name of the title holder, the property description, who presently owns the property, whether the purchase was in cash or was transferred from a bank, and how all funds generated or provided by Plaza Extra supermarkets were transferred for the purchase of the property (including amounts and dates of all such transactions). (Motion, p. 3) (Emphasis in original)

Yusuf’s Response:

Defendants object to this Interrogatory because it is compound such that the total number of interrogatories together with their sub parts and other discovery exceeds the maximum allowable number of interrogatories under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of interrogatory questions.

Without waiving any objection to this Interrogatory, Yusuf incorporates the information concerning the foreign accounts and Jordanian properties set forth in his September 30, 2016 Accounting Claims and Proposed Distribution Plan, his October 30, 2017 Amended Accounting Claims and his December 12, 2016 Amended Supplementation of Accounting Claims as responsive to this Interrogatory. (Motion, p. 3)

⁵ In his motion, Hamed stated that “Yusuf has simply refused to answer 1 interrogatory and 2 RFPD’s [sic].” However, in his motion, Hamed only included Interrogatory 30 and did not include any requests for production of documents.

Upon review of the documents referenced in Yusuf's response, the Master finds that Yusuf's response to Interrogatory 30 is deficient.⁶ Under Rule 37(a)(4), "an evasive or incomplete disclosure, answer, or response must be treated as a failure to disclose, answer, or respond." V.I. R. CIV. P. 37(a)(4). Thus, the Master will grant Hamed's motion to compel as to Interrogatory 30.

CONCLUSION

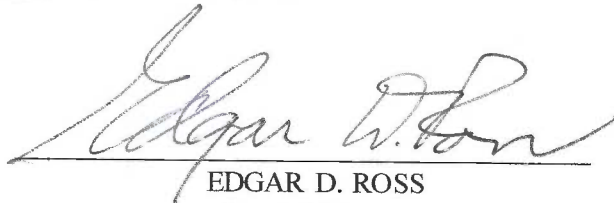
Based on the foregoing, the Master will grant Hamed's motion to compel. Accordingly, it is hereby:

ORDERED that Hamed's motion to compel is **GRANTED**. It is further:

ORDERED that, **within seven (7) days from the date of entry of this order**, Yusuf shall file supplemental responses to Hamed's Interrogatory 30. **And** it is further:

ORDERED that Yusuf's supplemental responses shall be in compliance with Rules 33 and 34 of the Virgin Islands Rule of Civil Procedure.

DONE and so **ORDERED** this 8th day of January, 2019.



EDGAR D. ROSS
Special Master

⁶ Yusuf's Accounting Claims, Yusuf's Supplementation, Yusuf's Amended Supplementation, Yusuf's Amended Accounting Claims, and the relevant exhibits attached thereto did not provide a sufficient response to Hamed's Interrogatory 30. For example, none of the aforementioned documents included "the name of the account, ...the name of the institution and its location, the date it was opened, how money generated by the Plaza Extra supermarkets got into the foreign account, the dates deposits and withdrawals were made from each account and the amounts, the date the last transaction on the account occurred, whether the account is active or closed" as requested in Hamed's Interrogatory 30.

Exhibit 2

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,

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.*

FATHI YUSUF, *Plaintiff,*

vs.

MOHAMMAD A. HAMED TRUST, *et al,*
Defendants.

KAC357 Inc., *Plaintiff,*

vs.

HAMED/YUSUF PARTNERSHIP,
Defendant.

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

Consolidated with

Case No.: SX-2014-CV-278

Consolidated with

Case No.: ST-17-CV-384

Consolidated with

Case No.: ST-18-CV-219

**HAMED'S EXPEDITED MOTION TO COMPEL RE YUSUF CLAIM Y-12 --
FOREIGN ACCOUNTS AND PROPERTIES**

EXHIBIT

2

I. INTRODUCTION

Fathi Yusuf's deposition is scheduled for January 21, 2019 as to this specific issue and the Special Master has ordered that dispositive motions be filed by February 20, 2019. It is impossible for Hamed to proceed without getting the responses described herein, at a minimum, from Fathi Yusuf. Thus, Hamed requests expedited processing of this motion by the Special Master on his receipt of the reply herein. The parties and the Special Master have agreed to the following schedule with regard to motions to compel:

Motions December 20, 2018

Oppositions 10 Days Later

Replies 5 Days Later

Court Disposition by Friday, January 18, 2019

This claim is a wild, undefined mish-mash of foreign matters by Yusuf -- asking this Court to make determinations as to unspecified real property and disparate accounts in a foreign country that has no reciprocal probate treaty with the USA -- accounts and real property relating to a deceased person in probate. Hamed has suggested that it is not a proper claim for this case or this claims proceeding, but must await the actual Yusuf filing.

But more importantly, leaving those problems aside, the claim relates to land and accounts that Yusuf refuses to list, describe or provide ANY meaningful discovery responses to clarify. Yusuf has simply refused to answer 1 interrogatory and 2 RFPD's.

The Special Master can read the "claims" for himself¹ and try to fathom what is being pursued here—it is very unclear. All that Hamed asks is that Yusuf be made to list the

¹ *Yusuf's Amended Accounting Claims Limited to Transactions Occurring on or After September 17, 2006*, October 30, 2017 September 30, 2016, at 15-18.

individual properties and accounts, and for each give the facts -- who, what, when, and how.

II. The Most Basic Possible Questions and Yusuf's Refusals to Answer

The following interrogatory was basically ignored:

Interrogatory 30 of 50 - relates to Y-12: "Foreign Accts and Jordanian Properties."

This interrogatory relates to Claim Y-12: "Foreign Accts and Jordanian Properties." **Please identify all foreign accounts and Jordanian properties** that were funded or purchased with funds from the Plaza Extra supermarkets. **For each such foreign account** individually: include the name of the account, the account number, the name of the institution and its location, the date it was opened, how money generated by the Plaza Extra supermarkets got into the foreign account, the dates deposits and withdrawals were made from each account and the amounts, the date the last transaction on the account occurred, whether the account is active or closed. If open, provide the present balance and if closed, please identify the date the account closed and who closed it. **For the Jordanian property, for each property** individually please identify (in English) the date it was purchased, the name of the title holder, the property description, who presently owns the property, whether the purchase was in cash or was transferred from a bank, and how all funds generated or provided by Plaza Extra supermarkets were transferred for the purchase of the property (including amounts and dates of all such transactions). (Emphasis added.)

Yusuf's Response

Defendants object to this Interrogatory because it is compound such that the total number of interrogatories together with their sub parts and other discovery exceeds the maximum allowable number of interrogatories under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of interrogatory questions.

Without waiving any objection to this Interrogatory, Yusuf incorporates the information concerning the foreign accounts and Jordanian properties set forth in his September 30, 2016 Accounting Claims and Proposed Distribution Plan, his October 30, 2017 Amended Accounting Claims and his December 12, 2016 Amended Supplementation of Accounting Claims as responsive to this Interrogatory.

In the referenced document (see footnote 1 above) there are no details, no information and no direction whatsoever as to the parameters of this claim. Because this is Yusuf's claim, a DETAILED Rule 37 letter was sent, and a conference was held. **Attorney Perrell**

stated that this interrogatory would be supplemented by December 15, 2018. On December 18, 2018 (two days before this motion to compel was due and after two extensions of time were given by Hamed) Yusuf responded with supplemental responses. **NOTHING at all about this claim was submitted.** This was a complete and utter mistreatment of opposing counsel, the process and the Court.

Therefore, another Rule 37 conference was set for 11 a.m. on Thursday, December 20, 2018. This is the date this motion must be filed on. Yusuf's counsel did not appear and did not provide any prior written or other notice of non-appearance (but did send an email more than an hour later requesting a change of date. Because of the lack of time remaining until deposition of Fathi Yusuf, and the fact that Hamed had already given two extensions before receiving no additional responses, made this filing necessary.)

III. FACTS

Hamed apologizes to the Special Master, but there are none at all beyond what is listed in the original claim itself – which has ZERO specificity. It may be helpful to the Special Master to review the deficiencies Hamed identified in Yusuf's response to interrogatory 30.

Foreign Bank Accounts

With respect to the foreign bank accounts, this is the sum total of information Yusuf provided in the documents Yusuf references in his response: Yusuf's October 30, 2017 Amended Claims and Proposed Distribution Plan, p. 16, states:

Hamed and his sons have failed to account for the Partnership funds held in various foreign bank accounts from 1996 to date, including, but not limited to, the accounts identified in Exhibit K.

Yusuf's September 30, 2016 Accounting Claims and Proposed Distribution Plan lists the following account numbers for Foreign Accounts in Mohammad Hamed and/or Waleed Hamed's name (Exhibit K):

- a. Arab Bank, Account No. 9020-415410-700 (JOD)
- b. Arab Bank, Account No. 9020-415410-500 (JOD)

- c. Arab Bank, Account No. 9020-415410-510 (USD)
- d. Arab Bank, Account No. 9020-415410-570 (ILS)
- e. Arab Bank, Nablus Branch, Account No. 9020-415410-710 (USD)
- f. Cairo Amman Bank, Account No. 001 0001629 01 2123 833 (JOD)
- g. Cairo Amman Bank, Account No. 001 0001629 03 2123 833 (USD)
- h. Cairo Amman Bank, Account No. 02501171878 00 (USD)
- i. Banque Francaise Commerciale, Account No. 40-60-63878-90
- j. Banque Francaise Commerciale, Account No. 40-60-63878-91

Deficiency for Foreign Bank Accounts: Yusuf did not respond to the request for information regarding the foreign accounts.

In addition to the name of the banking institution and the account number, please identify for each foreign account individually:

- The name of the account,
- The location of the institution,
- The date the account was opened,
- How money generated by the Plaza Extra supermarkets got into the foreign account,
- The dates deposits and withdrawals were made from each account and the amounts,
- The date the last transaction on the account occurred, and whether the account is active or closed. If open, provide the present balance and if closed, please identify the date the account closed and who closed it.

Jordanian Property

Two Parcels of Land in Jordan Titled in Mohammad Hamed's Name

These two parcels are identified in the "Land Value Estimation" attached as Exhibit N to the Original Claims:

- The first parcel appraised was the plot of land No. 1179, block No. 2, block name, Khirbet Al-Thheiba Al-Janoubieh and was 12769.12 square meters. The total appraised value according to Jamal Abu Doush was four hundred forty-six thousand nine hundred and nineteen (446,919.00) Jordanian Dinars.
- The second parcel appraised was the plot of land, No. 63, block No. 13, block name Um Al-Toyour in the village of Hayyan Al-Mushrel and was 19017.21 square meters. The total appraised value according to Jamal Abu Doush was ninety-five thousand eighty-five (95,085) Jordanian Dinars.

This is the pertinent sum of Yusuf's response in Yusuf's October 30, 2017 Amended Claims and Proposed Distribution Plan, p. 17:

Approximately forty (40) parcels of real property were purchased in Jordan using funds from the Plaza Extra Store. . . . Yusuf does seek the Court's assistance, however, with respect to (2) two parcels that were incorrectly titled in Hamed's name alone.

Deficiency for Two Parcels of Land in Jordan Titled in Mohammad Hamed's Name

The response failed to identify the following:

- The date each piece of land was purchased,
- Whether the purchase was in cash or was transferred from a bank, and
- How all funds generated or provided by Plaza Extra supermarkets were transferred for the purchase of the property (including amounts and dates of all such transactions).

Expenses for Conveying Hamed's Interest in One Piece of Land, No. (310), basin 6, Huwaijer, Tabarbour Village to Fathi Yusuf

- Yusuf sought re-payment for "one-half of the expenses incurred by Yusuf in conveying Hamed's interest in the Jordanian parcel identified in Exhibits O and S. . ." Mr. Yusuf declared the total amount for expenses was \$50,521.29." Supplementation of Yusuf's Accounting Claims and Proposed Distribution Plan, December 7, 2016, p. 2.

Deficiency for Expenses for Conveying Hamed's Interest in One Piece of Land, No. (310), basin 6, Huwaijer, Tabarbour Village to Fathi Yusuf:

All facts and circumstances relating to this portion of the claim have not been identified. Please identify the facts and circumstances surrounding this claim, including, but not limited to, your belief that Mr. Hamed should pay for the expenses for conveying this land.

Also, list all documents related to the expenses for conveying Hamed's interest. If the documents listed in Exhibits O, R, S and T are the only documents related to this portion of the claim, please confirm this is the case in writing.

Batch Plant

- "Because Hamed converted \$150,000 previously delivered as a charitable donation for a batch plant in West Bank, his interest in the Partnership should be charged for the transfer of \$150,000 to the Bank of Palestine to make good on the original donation." Yusuf's October 30, 2017 Amended Claims and Proposed Distribution Plan, p. 16.

Deficiency for Batch Plant: All facts and circumstances related to this claim have not been identified. Please explain in detail why you believe that Hamed converted \$150,000 that was supposed to be delivered as a charitable donation to a batch plant in the West Bank, including the dates when the funds were allegedly converted, the date or dates that Mr. Yusuf contributed \$150,000 to the batch plant and an explanation of whether the

funds Mr. Yusuf contributed were Partnership moneys or his own personal funds.

Also, only one document, Exhibit L to Yusuf's September 30, 2016 Accounting Claims and Proposed Distribution Plan has been produced. Please list all other documents relating to the batch plant or state that there are no other documents.

IV. Argument

This is a motion to compel based on a Hamed Revised Claim and this Motion to Compel is submitted pursuant to the *Joint Discovery and Scheduling Plan* of January 29, 2018.

Hamed cannot defend against this claim without information. **AGAIN, THIS IS A YUSUF CLAIM. Yusuf will not answer interrogatories, nor respond to the deficiencies identified by Hamed.** Further, there are no documents.

VI. Conclusion

Fathi Yusuf's deposition is scheduled for January 21, 2019 in this matter and the Special Master has ordered that dispositive motions be filed by February 20, 2019. It is impossible for Hamed to proceed without getting the above answers, at a minimum, from Fathi Yusuf.

Dated: December 20, 2018



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CERTIFICATE OF SERVICE

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

Hon. Edgar Ross
Special Master
% edgarrossjudge@hotmail.com

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Carl J. Hamed

CERTIFICATE OF COMPLIANCE WITH RULE 6-1(e)

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



Carl J. Hamed

Exhibit 3

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

WALEED HAMED, as Executor of the)	
Estate of MOHAMMAD HAMED,)	
)	
Plaintiff/Counterclaim Defendant,	)	CIVIL NO. SX-12-CV-370
v.)	
	)	ACTION FOR INJUNCTIVE
FATHI YUSUF and UNITED CORPORATION,	)	RELIEF, DECLARATORY
	)	JUDGMENT, AND
Defendants/Counterclaimants,	)	PARTNERSHIP DISSOLUTION,
v.	)	WIND UP, AND ACCOUNTING
)	
WALEED HAMED, WAHEED HAMED,)	
MUFEED HAMED, HISHAM HAMED, and)	
PLESSEN ENTERPRISES, INC.,)	
)	
<u>Additional Counterclaim Defendants.</u>	)	Consolidated With
WALEED HAMED, as Executor of the)	
Estate of MOHAMMAD HAMED,)	
	)	CIVIL NO. SX-14-CV-287
)	
Plaintiff,)	
v.	)	ACTION FOR DAMAGES AND
	)	DECLARATORY JUDGMENT
UNITED CORPORATION,)	
)	
<u>Defendant.</u>)	
WALEED HAMED, as Executor of the)	
Estate of MOHAMMAD HAMED,	)	CIVIL NO. SX-14-CV-278
)	
Plaintiff,	)	ACTION FOR DEBT AND
v.	)	CONVERSION
)	
FATHI YUSUF,)	
)	
<u>Defendant.</u>)	

YUSUF'S RESPONSE TO HAMED'S MOTION TO COMPEL RELATING TO
CLAIM Y-12 – FOREIGN ACCOUNTS AND PROPERTIES

EXHIBIT

3

Hamed's Motion to Compel Relating to Yusuf Claim Y-12 – Foreign Accounts and Properties is premised upon Yusuf's alleged failure to supplement additional discovery on or before December 18, 2018. Yusuf shows there are no grounds to compel:

- I. Yusuf has repeatedly provided information relating to Y-12 and Hamed's alleged "confusion" as to the nature of the Jordanian Property is feigned as Hamed is seeking to recover the exact same Jordanian Property in the companion case, *Hamed v. Yusuf, SX-12-CV-377*,**

Yusuf's Claim Y-12 has been set out and supporting documentation has been provided and supplemented on numerous occasions. First, Yusuf identified certain claims relating to foreign accounts and property in Jordan in his original filing of Yusuf's Accounting Claims and Proposed Distribution Plan dated September 30, 2016 ("Yusuf's Original Accounting Claim"). As to the Jordanian Properties, certain properties were to be transferred to Yusuf as a result of an agreement reached between Yusuf and Hamed. *See Exhibit 1 – Relevant Excerpts from Yusuf's Original Accounting Claim at pages 11-14.* Although most of the properties reflect joint ownership, two remaining properties did not. Yusuf identified those. Yusuf attached Exhibit N to Yusuf's Original Accounting Claim (Exhibit 1), which is a Land Value Estimation that specifically identified the properties at issue. *See Exhibit 1 - Exhibit N – Land Value Estimation.* As to the land identified in Exhibit N, Yusuf sought "an Order requiring the Executor/Administrator of Hamed's estate to take such action as may be necessary to properly reflect Yusuf's joint ownership of these parcels." *See Exhibit 1, p. 13.* Yusuf also attached Exhibit O to Yusuf's Original Accounting Claim, the written agreement reached between himself and Hamed. *See Exhibit 1 - Exhibit O – the Written Agreement in Arabic.* Yusuf noted that he would supplement Exhibit O with an English translation as soon as it was received.

Next, on December 7, 2016, Yusuf filed his Supplementation of Yusuf's Accounting Claims and Proposed Distribution Plan. *See Exhibit 2 – December 7, 2016 Supplementation.* Attached to Yusuf's December 7, 2016 Supplementation, Yusuf provided Exhibit R to his claims relating to the Jordanian Properties entitled "Payment Analysis" setting forth the values and payments as well as their exchange rates. *See Exhibit 2 – Exhibit R – Payment Analysis.* At the same time, Yusuf provided Exhibit S, which was the English translation of his earlier filed Exhibit O. *See Exhibit 2 – Exhibit S – English Translation of Written Agreement.* Further, Yusuf also attached Exhibit T, which contained the English and Arabic versions of the invoices described in the Payment Analysis. *See Exhibit 2 – Exhibit T – English and Arabic Invoices reflected in the Payment Analysis.*

Shortly thereafter, on December 12, 2016, Yusuf filed his Amended Supplementation of Yusuf's Accounting Claims and Proposed Distribution Plan. *See Exhibit 3 – December 12, 2016 Amended Supplement.* Therein, Yusuf clarified certain expenses that he was seeking.

Subsequently, Judge Brady issued his Limitation Order, which restricted the scope of the partnership claims to those occurring after September 17, 2006. As a result, the parties then provided revised claims to reflect this limitation. On October 30, 2017, Yusuf submitted his Amended Accounting Claims Limited to Transactions Occurring On or After September 17, 2006. *See Exhibit 4 – Relevant Excerpts of October 30, 2017 Amended Claims.* Yusuf again identified his claims as to the Jordanian Properties as well as certain foreign accounts but then noted that claims (c) through (e) were no longer available given the Limitation Order.

In response to the discovery submitted by Hamed, Yusuf objected to the compound nature of the requests but, nonetheless, incorporated by reference, the detailed information already provided to Hamed on various occasions. Thereafter, counsel for the parties engaged in

an extensive Rule 37 conference on November 12, 2018, lasting a few hours.¹ During that conference, counsel for Yusuf maintained certain objections as to various discovery but, as to others, advised that if additional information was available, it would be provided on or before December 15, 2018.² To be clear, counsel for both parties acknowledge that neither party was “sitting” on information or documents that had not previously been provided to the other and there can be no doubt that the information exchanged between the parties has been extensive and the documents exchanged voluminous. The representation of counsel for Yusuf that “there would be supplementation” was a representation that to the extent there was anything to supplement, Yusuf would do it on or before that mid-December timeframe. Hence, there are no additional documents of which Yusuf is aware that have not otherwise already been disclosed and hence, nothing further to compel. On December 18, 2018, no further supplementation was provided as to claims Y-12.

Hamed protests loudly that the claim Y-12 “has ZERO specificity” and is “a wild, undefined mish-mash” regarding “unspecified real property” that he cannot “fathom” because “it is very unclear.” See Hamed Motion to Compel, p. 2 and 4. However, Hamed knows exactly the Jordanian Property at issue because Hamed has made claims to the same property in the companion case, *Hamed v. Yusuf, SX-12-cv-377*. See **Exhibit 5** – Relevant Excerpts from Hamed’s Third Amended Complaint, *Hamed v. Yusuf, SX-12-cv-377*. By way of example, Hamed sets forth his claims to this Jordanian property, the basis for the transfer and the current disagreement³:

¹ This was the second Rule 37 conference. The first took place on November 2, 2018 relating to other discovery issues.

² The parties had originally agreed to December 15, 2018 but then, later agreed to December 18, 2018.

³ Yusuf notes that he disputes the allegations in Exhibit 5 and references it to demonstrate simply that it relates to the same Jordanian property, not as an acknowledgment or agreement with Hamed’s allegations.

- 43. Plaintiffs pointed out to Fathi Yusuf that the Hamed family had transferred the property in Jordan that was worth in excess of ten million dollars in reliance on Fathi Yusuf's representations that if the transfer would stop all the slander and defamation and dissension between the families and the threats of physical harm.
- 44. Defendant Fathi Yusuf then falsely stated in 2011 that the transfer was only for

- 143. The actions of Defendant, Fathi Yusuf, constitute misrepresentation, tortuous misrepresentation, fraudulent misrepresentation and fraud and coercion to include but not be limited to; Defendant Fathi Yusuf had no intention of stopping his threats and defamation if the Jordan property was transferred to him and the Plaintiff, Mohammad Hamed, transferred the property to Fathi Yusuf to stop the defamation and threats to kill him and his sons.

- 145. As a result Plaintiffs have suffered damages as alleged as well as loss of the property in Jordan that should be conveyed back to Plaintiff Mohammad Hamed.

- 153. Defendant Fathi Yusuf agreed to stop the defamation and threats if the Jordan property was transferred.
- 154. Defendant Fathi Yusuf breached the contract and continued defaming and threatening Plaintiffs despite receiving the property.
- 155. As such Plaintiff, Estate of Mohammed Hamed is entitled to return of the property or its value.

See Exhibit 5 – Relevant Excerpts from Hamed's Third Amended Complaint, *Hamed v. Yusuf*, SX-12-cv-377 (emphasis added). Hence, Hamed clearly knows the specifics of the Jordanian

Property which is at issue between the parties because Hamed is seeking a return of that same property. Hamed has even quantified the alleged value of this property and acknowledged the fact that there was an agreement associated with the transfer (Yusuf also alleged that the transfer was as a result of an agreement between himself and Hamed). Yusuf shows that he has provided discovery on several occasions as set forth above (which are attached as Exhibits 1-4) and has produced sufficient supporting documentation. Hamed is more than aware of the facts and circumstances giving rise to this claim—Hamed is making a claim to the exact same property as a result of the exact same circumstances which resulted in the transfer. Thus, the information is equally known by Hamed. Hence, there is no basis for a motion to compel.

II. There was no attempt to avoid a Rule 37 Conference or ignore counsel and the missed meeting was not a reflection of a failure to cooperate or a need to be compelled to otherwise respond.

As the Master is aware, counsel for the parties have engaged in numerous weekly (or bi-weekly meetings), which have resulted in the resolution of a significant number of claims. In addition, these regular communications have resulted in cooperation and shifting of discovery relating to certain claims to John Gaffney for his response and input as the person with the most knowledge on various open questions. The parties also have agreed to shift the timing relating to certain claims pending Gaffney's responses. At the same time, counsel for the parties engaged in extensive Rule 37 conferences, which took place on November 2, 2018 and November 12, 2018. During those conferences, the parties discussed supplementation of documents relating to certain discovery, if any additional information could be located.

Regarding the allegation that counsel ignored the timeframe set for yet another Rule 37 conference the latter part of December, counsel for Yusuf shows two things:

a) Counsel for Yusuf did not anticipate that the meeting would be considered a Rule 37 conference, but instead, understood it to be another weekly meeting. Counsel for the parties had been participating in a standing meeting every week or every other week to continue to work together to resolve open and outstanding issues. Typically, these meetings have been scheduled for Fridays—although sometimes they were set for Thursdays, if there was scheduling conflict.

b) Counsel for Yusuf mis-calendared the meeting and understood it to be on the following day, Friday, December 20, 2018 (as this had been the typical practice to meet on Fridays). Hence, when the meeting was supposed to occur on December 19, 2018 (a Thursday), counsel for Yusuf was in another meeting and did not recognize the mistake. Counsel for Yusuf immediately upon learning of the issue, communicated the error in scheduling and offered to meet again, if needed, on Friday, December 20. Counsel for Hamed declined and advised that they would be proceeding with a motion to compel.

Hence, counsel for Yusuf clarifies that the failure to meet was not an attempt to ignore opposing counsel. Rather, counsel have spent significant time working together and cooperating to move the matter forward. This has included discussions as to discovery concerns and these communications have been open and respectful. The fact that no further discovery was submitted on this issue (Y-12), when discovery was supplemented as to other issues on December 18, 2018, is not a reflection of a failure to cooperate or a need to be compelled to otherwise respond and the failure to attend the meeting was a function of a calendaring error, not avoidance.

Conclusion

There is no basis to compel further discovery as to Yusuf Claim Y-12 as the information provided by Yusuf has been sufficient and the information relating to the Jordanian Property is equally known to Hamed (as Hamed is making as claim as to the same property).

Respectfully submitted,

DUDLEY, TOPPER AND FEUERZEIG, LLP

DATED: December 30, 2018

By: 

GREGORY H. HODGES (V.I. Bar No. 174)

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Attorneys for Fathi Yusuf and United Corporation

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of December, 2018, I caused the foregoing **Yusuf's Opposition to Hamed's Motion to Compel Relating to Yusuf Claim Y-12 – Foreign Accounts and Properties**, which complies with the page and word limitations of Rule 6-1(e), to be served upon the following via the Case Anywhere docketing system:

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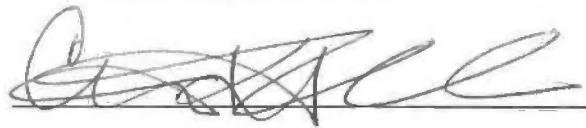


Exhibit Index

- Exhibit 1** Relevant Excerpts from Yusuf's Original Accounting Claim at pages 11-14.
Exhibit N – Land Value Estimation
Exhibit O – the Written Agreement in Arabic
- Exhibit 2** December 7, 2016 Supplementation
Exhibit R – Payment Analysis
Exhibit S – English Translation of Written Agreement
Exhibit T – English and Arabic Invoices reflected in the Payment Analysis
- Exhibit 3** December 12, 2016 Amended Supplement
- Exhibit 4** Relevant Excerpts of October 30, 2017 Amended Claims
- Exhibit 5** Relevant Excerpts from Hamed's Third Amended Complaint, *Hamed v. Yusuf*,
SX-12-cv-377

Exhibit 1

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

MOHAMMAD HAMED, by his)
authorized agent **WALEED HAMED**,)
)
Plaintiff/Counterclaim Defendant,)
)
vs.)

CIVIL NO. SX-12-CV-370

ACTION FOR DAMAGES,
INJUNCTIVE RELIEF
AND DECLARATORY RELIEF

FATHI YUSUF and UNITED CORPORATION,)
)
Defendants/Counterclaimants,)
)
vs.)

WALEED HAMED, WAHEED HAMED,)
MUFEEED HAMED, HISHAM HAMED, and)
PLESSEN ENTERPRISES, INC.,)
)
Additional Counterclaim Defendants.)

Consolidated With

MOHAMMAD HAMED,)
)
Plaintiff,)
v.)
UNITED CORPORATION,)
)
Defendant.)

CIVIL NO. SX-14-CV-287

ACTION FOR DAMAGES
AND DECLARATORY RELIEF

YUSUF'S ACCOUNTING CLAIMS AND PROPOSED DISTRIBUTION PLAN

Pursuant to the "Final Wind Up Plan Of The Plaza Extra Partnership," entered on January 9, 2015 (the "Plan"),¹¹ §9, Step 6, and the August 31, 2016 directive² of the Master, as clarified

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AND FEUERZEIG, LLP
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(340) 774-4422

¹¹ Unless otherwise defined, all capitalized terms have the same meaning as provided in the Plan.
² That directive required the Partners to submit any objection to the previously submitted Partnership Accounting and any claims against the Partnership or a Partner by September 30, 2016. It is undisputed that since the inception of the Partnership, the only Partners were Yusuf and Hamed, who died on June 16, 2016. On September 20, 2016, a Motion And Memorandum For Substitution Of Named Plaintiff was filed seeking an Order substituting Waleed M. Hamed, as Executor of the estate of Hamed, as Plaintiff.

V. Y&S and R&F Stock Sale Proceeds Distribution

The Partnership invested in various entities used to purchase either stock or real estate. One such entity was Y&S. The Partners invested Partnership funds through two of their sons, Hisham Hamed and Nejeih Yusuf. The two sons sold their stock for \$900,000, pursuant to an agreement dated January 15, 2000 with Hakima Salem. Rather than receiving the proceeds, the two sons directed that the funds be paid to Yusuf, who was to be the nominee of the sales proceeds and, thus, custodian of the funds. The funds were not paid in a lump sum, but rather periodically and often late. Yusuf has received all of the proceeds from the sale of the stock. Although claims to these funds were the subject of a separate suit (Hamed v. Yusuf, Superior Court of St. Croix, SX-2014-CV-278), the parties stipulated to have these claims¹³ consolidated into this case and incorporated into the Partnership accounting and distribution. As a result of various adjustments reflected on Exhibit 1 to the complaint in SX-2014-CV-278, \$802,966¹⁴ should be allocated to Hamed to equalize the Partnership distribution between the Partners resulting from the sale of the stock of Y&S and R&F.

VI. Foreign Accounts and Jordanian Properties

As part of the profit sharing arrangement between the Partners, at various points in time, profits of the Partnership were sent to Jordan to be held in bank accounts or invested in real property to the mutual benefit of the Partners. In addition, Partnership profits were also sent to

¹³ Although no claims have ever been pled in this case or SX-2014-CV-278 concerning the \$600,000 in proceeds from Yusuf's sale of his 1,000 shares of stock in R&F pursuant to an agreement dated January 15, 2001 with Hakima Salem, Yusuf is prepared to include these proceeds in his accounting.

¹⁴ Interest was not included on this claim because, among other things, United did not include all the interest it could claim on the rent actually awarded by the Rent Order. See n. 11, above. There are additional reasons for not paying interest on the claim as reflected in Yusuf's First Amended Answer And Counterclaim filed in SX-2014-CV-278. See also n. 15, below, regarding \$150,000 offset.

Jordan to be used as charitable donations of the Partners. Based upon Yusuf's review of bank documentation available to date and information discovered following the FBI raid, Yusuf claims that Hamed (either individually or through his sons or agents) failed to properly invest all Partnership funds with which he had been entrusted and failed to properly account for such funds. As a result, Hamed either breached his fiduciary duties to the Partnership by failing to properly safeguard, account for, and invest these funds as agreed between the Partners or he converted them for his own personal use or the personal use of his family members.

Yusuf has repeatedly raised these claims with Hamed and his agent, Waleed Hamed, but has received either unsatisfactory or no responses to questions as to how the funds were spent. The misappropriations or failures to account by Hamed and his agents of which Yusuf is presently aware include:

- a. Hamed and his sons have failed to account for the Partnership funds held in various foreign bank accounts from 1996 to date including, but not limited to, the accounts identified in **Exhibit K**;
- b. Because Hamed converted \$150,000 previously delivered as a charitable donation for a batch plant in West Bank, his interest in the Partnership should be charged for the transfer of \$150,000.00 to the Bank of Palestine to make good on the original donation; *see Exhibit L, Wire Transfer Information Supporting Claim.*¹⁵

¹⁵ This payment was made on behalf of the purchaser of the Y&S and R&F stock and represented a portion of the proceeds of the sale of that stock. Accordingly, the amount should either be offset against the \$802,966 allocated to Hamed in § V, above, or it should be charged against Hamed's interest in the Partnership. Given Hamed's apparent negative balance in his Partnership account, Yusuf submits the \$150,000 should be offset against the \$802,966.

- c. Waleed Hamed's unauthorized check of \$536,405 to Hamed on April 29, 1998 and additional checks for \$10,000 and \$15,216; *see Exhibit M.*
- d. Waleed Hamed's failure to account for funds that were removed from the Commercial Francaise Bank in Saint Maarten with four (4) checks totaling \$550,373.14 to close out the account in January and February of 1997; and
- e. Waleed Hamed's conversion of \$1.4 million received in 1996 as reflected in a St. Maarten police report.

Approximately forty (40) parcels of real property were purchased in Jordan using funds from the Plaza Extra Stores. All but two of those properties were jointly titled in the names of Hamed and Yusuf. The Court's assistance in administering or liquidating the jointly titled parcels is not sought at this time. Yusuf does seek the Court's assistance, however, with respect to two (2) parcels that were incorrectly titled in Hamed's name alone. These two parcels are identified in the "Land Value Estimation" attached as **Exhibit N**. Yusuf respectfully requests an Order requiring the Executor/Administrator of Hamed's estate to take such action as may be necessary to properly reflect Yusuf's joint ownership of these parcels.

Hamed's interest in another parcel that was purchased in Jordan using funds from the Plaza Extra Stores has already been conveyed to Yusuf as part of Hamed's efforts to appease Yusuf following his discovery of the misappropriation of \$2,000,000 sent to Hamed from St. Maarten in or around 1997. A copy of the agreement in Arabic conveying Hamed's interest in such parcel is attached as **Exhibit O**¹⁶. Yusuf had agreed to resolve this misappropriation, but not any others that Yusuf might later discover, by the conveyance of Hamed's interest in two parcels,

¹⁶ Yusuf is arranging for this document to be translated. An English version will be provided to the Master and counsel upon receipt.

one in Jordan that is the subject of Exhibit N, and one half acre parcel in St. Thomas, previously titled in the name of Plessen Enterprises, Inc., which is addressed in a number of the Liquidating Partner's Bi-Monthly Reports. See Ninth Bi-Monthly Report at p. 5-6. Yusuf insisted that if Hamed wanted a resolution addressing all Hamed misappropriations, whether known or unknown, Hamed would have to arrange for the conveyance to Yusuf or United of another approximately 9.3 acre parcel located on St. Thomas also titled in the name of Plessen Enterprises, Inc. Hamed, through his son, Waleed, refused to convey this third parcel.

Although Yusuf is not pursuing his claims regarding the misappropriated 2,000,000, Hamed's sons are still seeking to somehow rescind Hamed's conveyance of his interest in the Jordanian parcel that is the subject of Exhibit N in their second amended complaint in *Hamed v. Yusuf*, Civil No. SX-12-CV-377. Yusuf asks this Court to bind Hamed's estate by the agreement signed by Hamed.

VII. Loss of Going Concern Value of Plaza Extra-West

During the period that the Partnership operated Plaza Extra-West, it generated income, supported its expenses and ultimately generated profits. Plaza Extra-West's net profits were expected to continue indefinitely or, upon the dissolution of the Partnership, they were to continue until an orderly liquidation process could be concluded involving purchase of the business by one of the Partners or a third party. In either case, Plaza Extra-West's value as a "going concern" would have been quantified and realized equally by the Partners.

As equal Partners, both Hamed and Yusuf had ownership interests in the "going concern" value of Plaza Extra-West. A "going concern" value recognizes the many advantages that an existing business has over a new business, such as avoidance of start-up costs and improved operating efficiency. In this sense, the "going concern" value of a business represents the

EXHIBIT N

JAMAL Abu Doush
Real Estate Office

Lands Value Estimation

It was upon the request of the request of Mr. Fathi Yusef Mohammad Yusef that I, the owner of Jamal Abu Doush Real Estate Office, Jamal Abu Doush, attended accompanied by the values estimation committee constituted of Messrs. Arsalan Omran Omran, Ibrahim Mohammad Al-Niser and Hasan Mohammad Al-Baz, to carry out a field survey on the plot of land No. (1179), block No. (2), block name (Khirbet Al-Thheiba Al-Janoubieh) of the lands of the village of (Thheiba Al-Gharbieh) affiliated with the Directorate of Registration of Al-Mowaqar Lands at the Governorate of Amman, the Capital when the following was shown:

The full plot of land is registered in the name of Mr. Mohammad Abdel Qader Asad Hamed while its area amounts to (12769.12) sq. m. which form is regular and is located close to zoned housing residences adjacent to Al-Tuneib Area that is serviced. In fact, we estimate the square meter value to be amounting to 35 Jordanian Dinars and hence, the price of the full plot of land amounts to (446919) only four hundred forty six thousand nine hundred nineteen Jordanian Dinars.

Further, we attended to the location of the plot of land No. (63), block No. (13), block name (Um Al-Toyour) of the lands of the village of (Hayyan Al-Mushref) affiliated with the Directorate of Registration of Al-Mafraq Lands at the Governorate of Al-Mafraq when the following was shown:

The full plot of land is registered in the name of Mr. Mohammad Abdel Qader Asad Hamed while its area amounts to (19017.21) sq. m. which form is regular and is located close to zoned housing residences adjacent to serviced areas as well as the International Amman-Damascus road. In fact, we estimate the square meter value to be amounting to 5 Jordanian Dinars and hence, the price of the full plot of land amounts to (95085) only ninety five thousand eighty five Jordanian Dinars.

Witness hereof, I signed hereunder.

10-1-2016

Estimator
Arsalan Omran
Signed

Estimator
Ibrahim Al-Niser
Signed

Estimator
Hasan Al-Baz
Signed

Office General Manager
Jamal Abu Doush
Signed

Swefich-Hammam St. - Marjara Center - Close to Boston Restaurant

EXHIBIT O




إقرار وتعهد خطي

أنا الموقع أدناه محمد عبد القادر اسعد حامد أردني الجنسية واحمل الرقم الوطني (٩٣٥١٠١١٩٧٥ و) وحيث أنني امتلك حصصاً مقدارها (٢٤١٢٠) حصة من أصل (٤٦٨٠٠) حصة إجمالي الحصص في قطعة الأرض رقم (٣١٠) حوض (٦) حويجر قرية طبربور من أراضي شرق عمان أقر وأنا بكامل قواي العقلية بأنني قد قبضت ثمن حصتي في قطعة الأرض المذكورة من السيد فتحي يوسف محمد يوسف أردني الجنسية ويحمل الرقم الوطني (٩٤١١٠١٣٤٦٠) وبذلك يحق للسيد فتحي يوسف المذكور بالتصرف بكامل حصصي تصرف المالك بماكاه اعتباراً من تاريخ توقيع هذا الإقرار وأنني أتعهد بعدم إجراء أية تصرفات قانونية في حصصي المباعة من إجارة و/أو رهن و/أو بيع و/أو أية تصرفات و/أو عقود منقعة مع الغير وأتعهد بنقل ملكية الحصة المباعة لدى دائرة الأراضي المختصة بالسرعة الممكنة و/أو تحرير وكالة غير قابلة للعزل للسيد فتحي أو للغير الذي يراه السيد فتحي في حينه مناسباً وأتعهد كذلك بمراجعة المحاكم و/أو الدوائر الرسمية و/أو الأهلية بما يخدم مصلحة المشتري السيد فتحي وحسب ما يراه مناسباً وأن جميع الحقوق المالية و/أو التعويضات التي قد تلتزم عن الاستملاك الواقع على قطعة الأرض موضوع هذا الإقرار والذي قد تحكم به المحكمة هي حقاً مكتسباً لصالح السيد فتحي وأنني أوصي أهلي وورثتي الشرعيين من بعدي بعدم معارضة السيد فتحي في الأرض المذكورة وذلك لتعلق حقه بها وقد قمت بالتوقيع على هذا الإقرار على ثلاث نسخ أصلية وأنا بكامل قواي العقلية المعتبرة شرعاً وقانوناً واسقط حقي بالادعاء بكذب الإقرار و/أو الظروف التي أحاطت بتنظيم هذا الإقرار و/أو أي دفع ناشئ و/أو متعلق بهذا الإقرار و/أو تطبيقاته.

تحريراً بتاريخ ٢٠١١/٧/١٨.

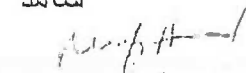
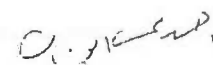

المقر بما فيه

الاسم الرباعي : 

التوقيع : 

شاهد

شاهد


المستشارون
للمحاماة والقانون
COUNSELLORS
for Advocating and Law

المستشارون
للمحاماة والقانون
ذئلم أمامي وبمحروري تصريحا
اليوم الثاني من شهر محرم لعام الف الف
المحامي أحمد

Handwritten signature and date: ٢٠١١ / ٧ / ١١

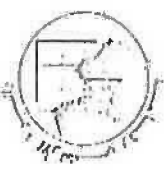
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السلالة	المنطقة (٢٤)	رقم المنطقة	رقم المنطقة	رقم المنطقة	رقم المنطقة	رقم المنطقة	اسم المنطقة

الرقم الوطني: الرمز الوطني: ١٦٨٠٠ / ٢١١٢٠

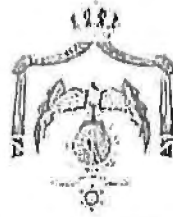
اسم المنطقة: ٦٢٢٢٢٢

التاريخ: 2011/07/11

الصفحة: 1 / 2



السلطة الوطنية للصحة العامة
 وزارة الصحة و المملكة العربية السعودية
 الرياض - المملكة العربية السعودية



المملكة الأردنية الهاشمية

صورة قيد تسجيل الأموال غير المنقولة

رقم القيد : 2011-EX-17377

اسم الحوالة : حويجد

نوع الأرض : ملك

البلدية : اراضي شرق عمان

الرقم : طبربور

اسم الحوالة :

يحتوي هذا القيد على 1 (صفحة)

رقم القيد : 310	رقم الحوالة : 6	رقم القيد : 0	رقم اللوحة : 14
رقم القيد : 000	رقم القيد : 65.844	مجموع الحصص : 46000	مقياس الرسم : 1/2500
رقم بيان التغيير : -			
<p>المساحة رقماً : 833.000 متر مربع / 39 دوليب</p> <p>المساحة كتابية : تسعة وثلاثون دونم وثمانمائة وثلاثة وثلاثون مترتق</p>			
<p>يوجد وتوعات</p>			
الرقم الوطني	اسم المالك	الجنسية	الحصص
9411013460 *	نحى يوسف محمد يونس	الأردنية	22680
	محمد عبدالقادر احمد حامد	الأردنية	24120

إن الأموال غير المنقولة المبينة اعلاه سجلت بأسماء المالكين المذكورين وقد اعطي هذا السند شهادة بذلك بتاريخ 2011/07/13 واستوفيت الرسوم بموجب الوصول رقم 864195 بتاريخ 2011/05/23

مدير تسجيل : اراضي شرق عمان

* : المالك المشار اليه باشاره (*) هو الشخص المعني بهذا السند

ليساءة نورا تشوموان

EXHIBIT 10

Page 4 of 5

حاشي بالة اثره : 17377-YOKP6G
رقم سند التسجيل : لعياء نهاد حسين تشوان

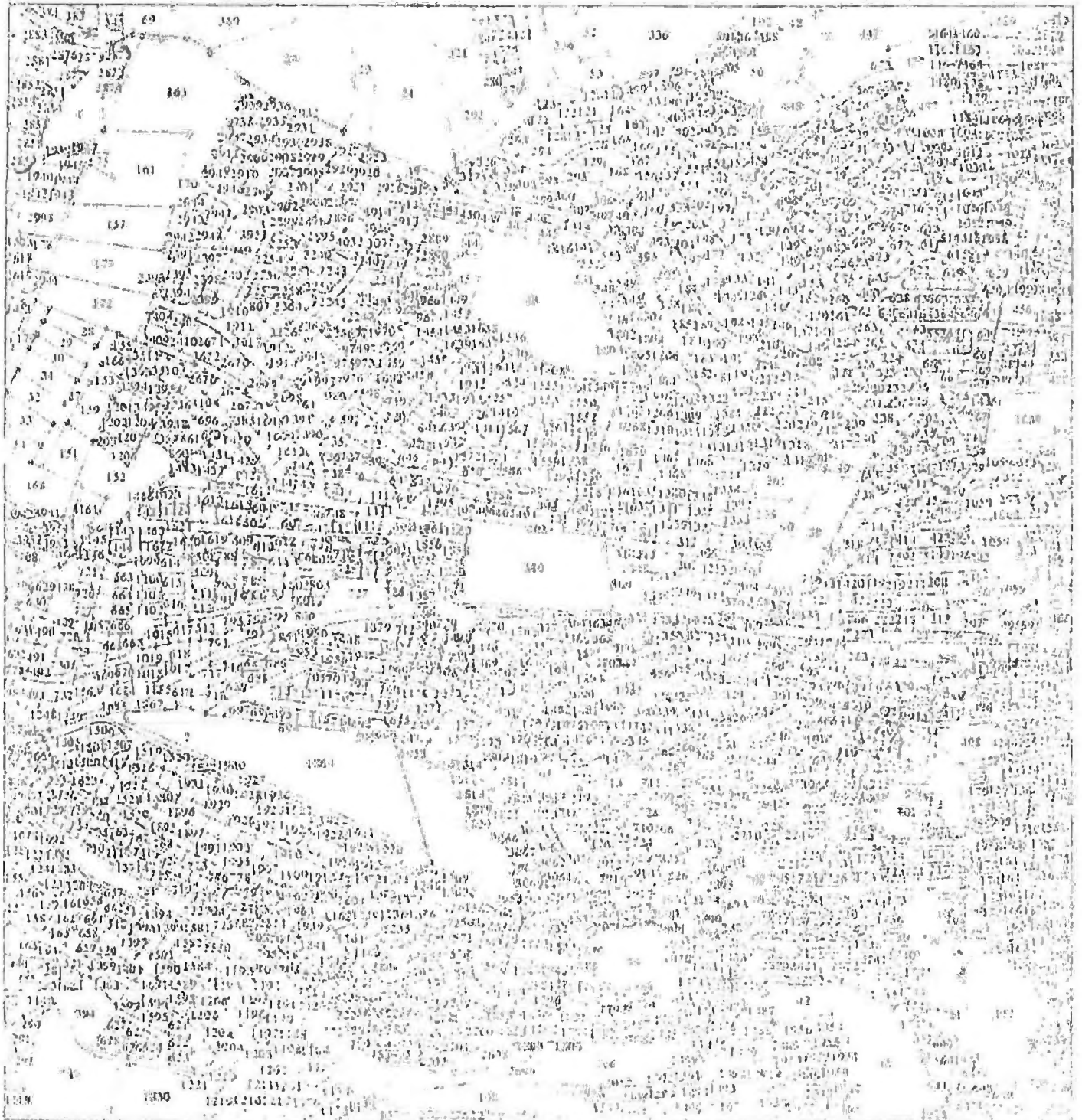
المملكة الأردنية الهاشمية
دائرة الأراضي والمساحة
مخطط أراضي



رقم الوصل: للعمل الرسمي
تاريخ الاصدار: 12-7-2011
تاريخ الوصل: 12-7-2011

الحوض: حريجر (6)
الحى:
رقم القطعة: 310

محافظة العاصمة
اراضي شرق عمان
طبربور (129)
المحافظة:
المديرية:
القريبة:



الختم و التوقيع

EXHIBIT 10

Page 5 of 5

Exhibit 2

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

MOHAMMAD HAMED, by his
authorized agent **WALEED HAMED**,

Plaintiff/Counterclaim Defendant,

vs.

FATHI YUSUF and UNITED CORPORATION,

Defendants/Counterclaimants,

vs.

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

Additional Counterclaim Defendants.

MOHAMMAD HAMED,

Plaintiff,

v.

UNITED CORPORATION,

Defendant.

MOHAMMAD HAMED,

Plaintiff,

v.

FATHI YUSUF,

Defendant.

CIVIL NO. SX-12-CV-370

ACTION FOR DAMAGES,
INJUNCTIVE RELIEF
AND DECLARATORY RELIEF

Consolidated With

CIVIL NO. SX-14-CV-287

ACTION FOR DAMAGES
AND DECLARATORY RELIEF

CIVIL NO. SX-14-CV-278

ACTION FOR DEBT
AND CONVERSION

JURY TRIAL DEMANDED

**SUPPLEMENTATION OF YUSUF'S ACCOUNTING CLAIMS AND PROPOSED
DISTRIBUTION PLAN**

DUDLEY, TOPPER
AND FEUERZEIG, LLP
1000 Frederiksberg Gade
P.O. Box 758

St. Thomas, U.S. V.I. 00804-0756
(340) 774-4422

Defendant/counterclaimant Fathi Yusuf ("Yusuf"), through his undersigned counsel, respectfully submits this Supplementation of § VI of his Accounting Claims And Proposed Distribution Plan (the "Claim"), which was submitted to the Master and counsel for plaintiff/counterclaim defendant Mohammad Hamed ("Hamed") on September 30, 2016.¹ Yusuf supplements § VI of his Claim with the "payment analysis" attached as **Exhibit R**, an English translation of the Arabic version of the declaration and undertaking of Hamed (the original Arabic version was attached as Exhibit O to the Claim) attached as **Exhibit S**, and, among other things, the invoices identified in the payment analysis (Exhibit R) in both English and Arabic attached as collective **Exhibit T**. As reflected in Exhibit R, one-half of the value of the two parcels identified in the "Lands Value Estimation" attached as Exhibit N to the Claim (also included in Exhibit T) is \$384,400.08. As further reflected in Exhibit R, one-half of the expenses incurred by Yusuf in conveying Hamed's interest in the Jordanian parcel identified in Exhibits O and S is \$50,521.29. Accordingly, Yusuf's supplemental claim totals US \$434,921.37.

Respectfully submitted,

DUDLEY, TOPPER and FEUERZEIG, LLP

Dated: December 7, 2016

By:


Gregory H. Hodges (V.I. Bar No. 174)
1000 Frederiksberg Gade
P.O. Box 756
St. Thomas, VI 00804
Telephone: (340) 715-4405
Telefax: (340) 715-4400
E-mail: ghodges@dtflaw.com

Attorneys for Fathi Yusuf
and United Corporation

DUDLEY, TOPPER
AND FEUERZEIG, LLP
1000 Frederiksberg Gade
P.O. Box 756
St. Thomas, U.S. V.I. 00804-0756
(340) 774-4422

¹ Like the Claim, Yusuf is not filing this Supplementation with the Court. Instead, he will file a notice of this Supplementation with the Court.

CERTIFICATE OF SERVICE

I hereby certify that on the 7th day of December, 2016, I served the foregoing **Notice Of Supplementation Of Yusuf's Accounting Claims And Proposed Distribution Plan** via e-mail addressed to:

Joel H. Holt, Esq.
LAW OFFICES OF JOEL H. HOLT
2132 Company Street
Christiansted, V.I. 00820
Email: holtvi@aol.com

Carl Hartmann, III, Esq.
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Email: jeffreymlaw@yahoo.com

The Honorable Edgar A. Ross
Email: edgarrossjudge@hotmail.com

Michelle Barker

R:\DOCS\6254\1\DRFT\PLDGM\6Y8247.DOCX

Fathi Yusuf
Payment Analysis
As of 11.15.2016

Exchange rate 1 JOD =1.41844USD

<u>Invoice #</u>	<u>Amount J.D Currency</u>
2669	150.000
2344	250.000
253	20,000.000
38054	453.800
38053	261.340
123955	3,594.380
123958	5,406.580
123956	5,836.660
123957	5,405.560
894120	385.640
894119	12,918.120
894005	301.960
894004	4,749.320
894003	1,661.960
123267	1,047.400
123268	1,496.320
123273	1,209.600
123272	1,333.640
123276	2,746.440
123277	822.600
123278	868.320
38020	335.360
Total J.D	71,235.000
Exchange Rate	1.41844
USD	101,042.57

Paid by Fathi Yusuf

Plot # 1179 value	446,919.000
Plot # 63 value	95,085.000
Total J.D Value	542,004.000
Total USD Value	768,800.15

50% of 768,800.15	384,400.08
50% of 101,042.57	50,521.29
Total Due to Fathi Yusuf	434,921.36



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دار الترجمة
TRANSLATION HOUSE
DAR UTTARJAMA

جبل الحسين - مجمع سكنية التجاري
المدخل الشرقي - الطابق الاول
مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (+٩٦٢-٦)
تلفون ٥٦٥٨٦٠٤ (+٩٦٢-٦)
(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الالكتروني: translationh@nets.com.jo

Counselors For Advocating and Law

Wasfi Al- Tal Str., Youbeel Circle,
Al-Kafjy Complex, 2nd Entrance, 3rd Floor
Tel. : 009626 5535464/5535414
Fax : 5535965, P.O.B. 2323 code 11910 Jordan

Written Declaration and Undertaking

I, the undersigned Mohammad Abdel Qader Asad Hamed, Jordanian nationality, holder of National No. (0933101975), whereas I own 24120 shares out of 46800 shares of the total shares in piece of land No. (310), basin 6, Huwaijer, Tabarbour Village, of east Amman lands, declare, while in full sound mental powers, that I received the price of my share in the mentioned land from Mr. Fathi Yusuf Mohamad Yusuf, Jordanian nationality, holder of National No. (9411 01 3460), hence the said Mr. Fathi has the right to dispose of my shares in full similar to the acts of owner's disposal of his property as of the date of signing this declaration and I undertake not to make any legal disposals in my sold shares such as lease and/or mortgage and/or sale, and and/or any acts and or benefit contracts with third parties and undertake to transfer the ownership of the sold share at the competent Lands Department as soon as possible or execute an irrevocable power of attorney to Mr. Fathi or third parties as deemed appropriate in due course and undertake also to appear before the courts and/or official departments and/or official and/or national departments so as to serve the interest of the buyer Mr. Fathi and as he deems fit and that all the financial rights and/or compensations which may rise out of the expropriation imposed on the piece of land subject of this declaration and which may be adjudged by the court are an acquired right in favour of Mr. Fathi and I recommend my folks and legal heirs after me not to oppose Mr. Fathi in the said land due to his right in it and I have signed this declaration in three originals whilst enjoying my full mental power that are legitimately and legally considered and drop my right to claim the falsehood of the declaration and/or the circumstances surrounding the execution of this declaration and/or any rebut arising from or relating to this declaration and/or its applications.

Executed on 18/7/2011.

Witness (Signed)	Witness (Signed)	Declarant, Quadruple Name: Mohammad Abdel Qader Asad Hamed Signature : (Signed)
---------------------	---------------------	---

(Counselors for Advocating & Law organized before me
and with my knowledge. Executed on: the twelveth of
July in the year of two thousand and eleven)
Lawyer : (Signed)

Seal of Counselors for
Advocating and Law

EXHIBIT

S

المستشارون للمحاماة والقانون

Counselors For Advocating and Law



إقرار وتعهد خطي

أنا الموقع أدناه محمد عبد القادر اسعد حامد أردني الجنسية واحمل الرقم الوطني (٩٣٥١٠٢١٩٧٥) وحيث أنني امتلك حصصاً مقدارها (٢٤١٢٠) حصة من أصل (٤٦٨٠٠) حصة إجمالي الحصص في قطعة الأرض رقم (٣١٠) حوض (٦) حويجر قرية طبربور من أراضي شرق عمان أقر وأنا بكامل قواي العقلية بأنني قد قبضت ثمن حصتي في قطعة الأرض المذكورة من السيد فتحي يوسف محمد يوسف أردني الجنسية ويحمل الرقم الوطني (٩٤١١٠١٣٤٦٠) وبذلك يحق للسيد فتحي يوسف المذكور بالتصرف بكامل حصصي تصرف المالك بملكه اعتباراً من تاريخ توقيع هذا الإقرار وأنني أتعهد بعدم إجراء أية تصرفات قانونية في حصصي المبيعة من إجارة و/أو رهن و/أو بيع و/أو أية تصرفات و/أو عقود منفعة مع الغير وأتعهد بنقل ملكية الحصة المبيعة لدى دائرة الأراضي المختصة بالسرعة الممكنة و/أو تحرير وكالة غير قابلة للعزل للسيد فتحي أو للغير الذي يراه السيد فتحي في حينه مناسباً وأتعهد كذلك بمراجعة المحاكم و/أو الدوائر الرسمية و/أو الأهلية بما يخدم مصلحة المشتري السيد فتحي وحسب ما يراه مناسباً وأن جميع الحقوق المالية و/أو التعويضات التي قد تنشأ عن الاستملاك الواقع على قطعة الأرض موضوع هذا الإقرار والذي قد تحكم به المحكمة هي حقاً مكتسباً لصالح السيد فتحي وأنني أوصي أهلي وورثتي الشرعيين من بعدي بعدم معارضة السيد فتحي في الأرض المذكورة وذلك لتعلق حقه بها وقد قمت بالتوقيع على هذا الإقرار على ثلاث نسخ أصلية وأنا بكامل قواي العقلية المعتمدة شرعاً وقانوناً واسقط حقي بالادعاء بكذب الإقرار و/أو الظروف التي أحاطت بتنظيم هذا الإقرار و/أو أي دفع ناشئ و/أو متعلق بهذا الإقرار و/أو تطبيقاته.
تحريراً بتاريخ ٢٠١١/٧/١٨.

المقر بما فيه

الاسم الرباعي :

التوقيع :

شاهد

شاهد

المستشارون
للمحاماة والقانون
COUNSILORS
for Advocating and Law



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TRANSLATION HOUSE
DAR UTTARJAMA

جبل الحسين - مجمع سكنية التجاري
المدخل الشرقي - الطابق الاول
مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (٦-٩٦٢+)
تلفون ٥٦٥٨٦٠٤ (٦-٩٦٢+)
(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الالكتروني: translationh@nets.com.jo

Counselors For Advocating and Law

**Collection Voucher
"JD 150"**

Date : 17/7/2011

No.: 2669

Received from Mr. **Fathi Mohamad Yusuf** the sum of one hundred and fifty Dinars only in **cash** in consideration of verbal and written consultations in consideration of payment and preparing a written undertaking for piece of land No. (310) Tabarbour of East Amman Lands.

Receiver's Signature
(Signed)

TRANSLATION HOUSE
DAR UTTARJAMA
O.T.MUSLIH
6TH OCTOBER 2016

EXHIBIT

٧

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جبل الحسين - مجمع سكنية التجاري
المدخل الشرقي - الطابق الاول
مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (+٩٦٢-٦)
تلفنون ٥٦٥٨٦٠٤ (+٩٦٢-٦)
(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الالكتروني: translationh@nets.com.jo

Counselors For Advocating and Law

**Collection Voucher
"JD 250"**

Date : 28/11/2012

No.: 2344

Received from Mr. Fathi Mohamad Yusuf the sum of two hundred and fifty Dinars only in cash in consideration of verbal and written consultations.

Receiver's Signature
(Signed)

TRANSLATION HOUSE
DAR UTTARJAMA
O.T.MUSLIM
6TH OCTOBER 2016

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مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (٦-٩٦٢+)
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(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
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JAMAL Abu Doush
Real Estate Office

Office Fees Details

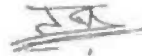
- Fees for issuing power of attorneys regarding all plots of land amounting in total to twenty four plots of land.
- Fees for power of attorneys regarding all plots of lands.
- Obtaining title deeds for all plots of lands together with fees.
- Obtaining land plans for all plots of lands.
- Obtaining zoning plans together with fees.
- Fees for executing power of attorneys for confirming transactions of power of attorney at the Lands & Survey Department in all the registration departments affiliated with this Department.
- Fees for implementing sale transactions for all the plots of lands at all registration departments.
- Charges for estimation of land plots and field inspections.

Grand total fees : JD 20,000 (Twenty thousand Dinars)
which amount to US\$ 28,368.00

- All transactions were carried out in the year 2011.
- The title of half of the shares of Mr. Mohammad Abdel Qader Asad Hamed were transferred to the benefit of : Fathi Yusuf Mohamad Yusuf

All costs were paid by Mr. Fathi Yusuf Mohamad Yusuf

General Manager of Office
Jamal Mousa Abu Doush
(Signed)



Sweifieh- Hamra St- Marmara Center- Close to Boston Restaurant
Tel : 00962 5855479, Fax : 00962 5855497,
Mob. : 00962 79 5457541
Email : Jamal-abudoush-R-E-O@yahoo.com



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(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
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JAMAL. Abu Doush
Real State Office

Suwaifiyeh, Al-Hamra Street, Marmara Center
Building, Near Boston Restaurant,
Telephone : 00962 5855479, Fax : 00962 5855497,
Mob. : 00962 79 5457541
Email : Jamal-abudoush-R+E-O@yahoo.com

Receipt Voucher

No. 253

Date : 26/7/2011
Contract No. : 17
Received From : Mr. Fathi Yusuf Mohamad Yusuf
The Sum of : Twenty thousand Jordanian Dinars equivalent to
twenty eight thousands Dollars

CHEQUE NO.	DATED	DRAWEE BANK	FILS	JD DINAR
_____	_____	_____	_____	_____
Total :				

In consideration of charges of issuing power of attorneys and sale transactions together with cost of papers, estimation and field statements as detailed in the attached statement.

Agent's Name : Jamal Mousa Abu Doush

Signature
(Signed)

TRANSLATION HOUSE
DAR UTTARJAMA
O.T.MUSLIM
6TH OCTOBER 2016

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مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (+٩٦٢-٦)
تلفون ٥٦٥٨٦٠٤ (+٩٦٢-٦)
(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
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JAMAL Abu Doush
Real Estate Office

Lands Value Estimation

Upon the request of Mr. Fathi Yusuf Mohamad Yusuf I, Jamal Mohamad Yusuf owner of Jamal Abu Doush Real Estate Office, proceeded with the Value Estimation Committee comprised of Messrs. Arsalan Omran Omran, Ibrahim Mohammad Al-Niser and Hasan Mohammad Al-Baz, to carry out a field survey of plot of land No. (1179), basin No. (2), basin name (Khirbet Al-Thheiba Al-Janoubieh) of the lands of the village of (Thheiba Al-Gharbieh) affiliated with the Directorate of Registration of Al-Mowaqqar Lands at the Governorate of Amman, the Capital and the following was discovered :

The full plot of land is registered in the name of Mr. Mohammad Abdel Qader Asad Hamed of an area of (12769.12) sq. m. organized form and located close to zoned housing residencies adjacent to Al-Tuneib Area which is close to services. In fact, we estimate the value per square meter at (35) Jordanian Dinars and hence, the price of the full plot of land amounts to (446919) only four hundred forty six thousand nine hundred nineteen Jordanian Dinars.

Further, we proceeded to the location of plot of land No. (63), basin No. (13), basin name (Um Al-Toyour) of the lands of the village of (Hayyan Al-Mushref) affiliated with the Directorate of Registration of Al-Mafraq Lands at the Governorate of Al-Mafraq when the following was discovered :

The full plot of land is registered in the name of Mr. Mohamad Abdel Qader Asad Hamed and its area amounts to (19017.21) sq. m. organized form and located close to zoned housing residencies adjacent to service areas as well as the International Amman-Damascus road. In fact, we estimate the square meter value to be amounting to 5 Jordanian Dinars and hence, the price of the full plot of land amounts to (95085) only ninety five thousand and eighty five Jordanian Dinars.

In witness whereof it has been signed on 10/1/2016.

Estimator Arsalan Omran (Signed)	Estimator Ibrahim Al-Niser (Signed)	Estimator Hasan Al-Baz (Signed)	Office General Manager Jamal Abu Doush (Signed)
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Sweifieh-Hamra St-Marmara Center- Close to Boston Restaurant

Jabal Al-Husain
Sulayma Commercial Complex
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Office No: 10
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(For Correspondence Only
P. O. B. 343 Zarka 13110 Jordan)
E-Mail:translationh@nets.com.jo

دار الترجمة
TRANSLATION HOUSE
DAR UTTARJAMA

جبل الحسين - مجمع سكنية التجاري
المدخل الشرقي - الطابق الاول
مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (٦-٩٦٢)
تلفون ٥٦٥٨٦٠٤ (٦-٩٦٢)
(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الالكتروني: translationh@nets.com.jo

The Hashemite Kingdom of Jordan
Ministry of Finance
Land & Survey Department

Center : Mafrag Lands

No. : 0038054

Name of Payer : Fathi Yusuf Mohamad Yusuf

Description	Amount
	JD
Declaration Hearing Statement	
Sale	186.200
Real Estate Classified	0.200
Revenue Stamps	1.000
Cost of Registration Documents	0.400
Trusts for Handicapped Individuals	00.000
Additional Tax	00.000
Additional Fee for Jordanian Universities	00.000
Real Estate Sales Tax	266.000
Final Total	453.800
Received four hundred fifty three Dinars and 800 Fils	

As shown above and in witness whereof he was given this receipt.

26/7/2011
38054

Name of Cashier: Firas Ahmad Mohammad Al-Hammad
Signature : (Signed)
(Seal of Land & Survey Department)

TRANSLATION HOUSE
DAR UTTARJAMA
O.T.MUSLIM
6TH OCTOBER 2016

Jabal Al-Husain
Spakayna Commercial Complex
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جبل الحسين - مجمع سكنية التجاري
المدخل الشرقي - الطابق الاول
مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (٦-٩٦٢+)
تلفون ٥٦٥٨٦٠٤ (٦-٩٦٢+)
(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الالكتروني: translationh@nets.com.jo

The Hashemite Kingdom of Jordan
Ministry of Finance
Land & Survey Department

Center : Mafraq Lands

No. : 0038053
Name of Payer : Fathi Yusuf Mohamad Yusuf

Description	Amount
	JD
Declaration Hearing Statement	0.000
Sale	107.240
Real Estate Classified	0.200
Revenue Stamps	0.500
Cost of Registration Documents	0.200
Trusts for Handicapped Individuals	00.000
Additional Tax	00.000
Additional Fee for Jordanian Universities	00.000
Real Estate Sales Tax	153.200
Final Total	261.340
Received Two hundred sixty one Dinars and 340 Fils only	

As shown above and in witness whereof he was given this receipt.

26/7/2011
38053

Name of Cashier: Firas Ahmad Mohammad Al-Hammad
Signature : (Signed)
(Seal of Land & Survey Department)

TRANSLATION HOUSE
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6TH OCTOBER 2016

Jabal Al-Husain
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المدخل الشرقي - الطابق الاول
مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (٦-٩٦٢)
تلفون ٥٦٥٨٦٠٤ (٦-٩٦٢)
(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الالكتروني: translationh@nets.com.jo

The Hashemite Kingdom of Jordan
Ministry of Finance
Land & Survey Department

Center : South Amman Lands

No. : 0123955
Name of Payer : Fathi Yusuf Mohamad Yusuf

Description	Amount
	JD
Declaration Hearing Statement	0.000
Sale	1479.380
Real Estate Classified	0.200
Revenue Stamps	1.000
Cost of Registration Documents	0.400
Trusts for Handicapped Individuals	00.000
Additional Tax	00.000
Additional Fee for Jordanian Universities	00.000
Real Estate Sales Tax	2113.400
Final Total	3594.380
Received three thousand five hundred ninety four Dinars and 380 Fils	

As shown above and in witness whereof he was given this receipt.

26/7/2011
123955

Name of Cashier: Mahmoud Ahmad Awwad Al- Manaseer
Signature : (Signed)
(Seal of Land & Survey Department)

TRANSLATION HOUSE
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6TH OCTOBER 2016

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المدخل الشرقي - الطابق الاول
مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (٦-٩٦٢+)
تلفون ٥٦٥٨٦٠٤ (٦-٩٦٢+)
(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الإلكتروني: translationh@nets.com.jo

The Hashemite Kingdom of Jordan
Ministry of Finance
Land & Survey Department

Center : South Amman Lands

No. : 123958

Name of Payer : Fathi Yusuf Mohamad Yusuf

Description	Amount
	JD
Declaration Hearing Statement	0.000
Sale	2225.580
Real Estate Classified	0.200
Revenue Stamps	1.000
Cost of Registration Documents	0.400
Trusts for Handicapped Individuals	00.000
Additional Tax	00.000
Additional Fee for Jordanian Universities	00.000
Real Estate Sales Tax	3179.400
Final Total	5406.580
Received Five thousand four hundred six Dinars and 580 Fils	

As shown above and in witness whereof he was given this receipt.

26/7/2011
123958

Name of Cashier: Mahmoud Ahmad Awwad Al- Manaseer
Signature : (Signed)
(Seal of Land & Survey Department)

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6TH OCTOBER 2016

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جبل الحسين - مجمع سكنية التجاري
المدخل الشرقي - الطابق الاول
مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (+٩٦٢-٦)
تلفون ٥٦٥٨٦٠٤ (+٩٦٢-٦)
(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الالكتروني: translationh@nets.com.jo

The Hashemite Kingdom of Jordan
Ministry of Finance
Land & Survey Department

Center : South Amman Lands

No. : 0123956

Name of Payer : Fathi Yusuf Mohamad Yusuf

Description	Amount
	JD
Declaration Hearing Statement	0.000
Sale	2402.960
Real Estate Classified	0.200
Revenue Stamps	0.500
Cost of Registration Documents	0.200
Trusts for Handicapped Individuals	00.000
Additional Tax	00.000
Additional Fee for Jordanian Universities	00.000
Real Estate Sales Tax	3432.800
Final Total	5836.660
Received Five thousand eight hundred thirty six Dinars and 660 Fils	

As shown above and in witness whereof he was given this receipt.

26/7/2011

0123956

Name of Cashier: Mahmoud Ahmad Awwad Al- Manaseer

Signature : (Signed)

(Seal of Land & Survey Department)

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6TH OCTOBER 2016

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جبل الحسين - مجمع سكنية التجاري
المدخل الشرقي - الطابق الاول
مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (١٩٦٢-٦)
تلفون ٥٦٥٨٦٠٤ (١٩٦٢-٦)
(للمراسلات فقط ص ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الالكتروني: translationh@nets.com.jo

The Hashemite Kingdom of Jordan
Ministry of Finance
Land & Survey Department

Center : South Amman Lands

No. : 0123957

Name of Payer : Fathi Yusuf Mohamad Yusuf

Description	Amount
	JD
Declaration Hearing Statement	0.000
Sale	2225.160
Real Estate Classified	0.200
Revenue Stamps	1.000
Cost of Registration Documents	0.400
Trusts for Handicapped Individuals	00.000
Additional Tax	00.000
Additional Fee for Jordanian Universities	00.000
Real Estate Sales Tax	3178.800
Final Total	5405.560
Received Five thousand Four hundred five Dinars and 560 Fils	

As shown above and in witness whereof he was given this receipt.

26/7/2011

123957

Name of Cashier: Mahmoud Ahmad Awwad Al- Manaseer

Signature : (Signed)

(Seal of Land & Survey Department)

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6TH OCTOBER 2016

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المدخل الشرقي - الطابق الاول
مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (٦-٩٦٢+)
تلفون ٥٦٥٨٦٠٤ (٦-٩٦٢+)
(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الالكتروني: translationh@nets.com.jo

The Hashemite Kingdom of Jordan
Ministry of Finance
Land & Survey Department

Center : Al- Muwaqqar Lands

No. : 0894120

Name of Payer : Fathi Yusuf Mohamad Yusuf

Description	Amount
	JD
Declaration Hearing Statement	0.000
Sale	0.000
Real Estate Classified	0.200
Revenue Stamps	5.200
Cost of Registration Documents	1.400
Trusts for Handicapped Individuals	00.000
Additional Tax	00.000
Additional Fee for Jordanian Universities	00.000
Real Estate Sales Tax	378.840
Final Total	385.640
Received Three hundred eighty five Dinars and 640 Fils	

As shown above and in witness whereof he was given this receipt.

26/7/2011

894120

Name of Cashier: Firas Ali Hazeem Snouber
Signature : (Signed)
(Seal of Land & Survey Department)

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O.T.MUSLIH
6TH OCTOBER 2016

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جبل الحسين - مجمع سكنية التجاري
المدخل الشرقي - الطابق الاول
مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (+٩٦٢-٦)
تلفون ٥٦٥٨٦٠٤ (+٩٦٢-٦)
(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الإلكتروني: translationh@nets.com.jo

The Hashemite Kingdom of Jordan
Ministry of Finance
Land & Survey Department
Center : Al- Muwaqqar Lands

No. : 0894119
Name of Payer : Fathi Yusuf Mohamad Yusuf

Description	Amount
	JD
Declaration Hearing Statement	0.000
Sale	5396.920
Real Estate Classified	0.200
Revenue Stamps	3.000
Cost of Registration Documents	1.200
Trusts for Handicapped Individuals	0.000
Additional Tax	0.000
Additional Fee for Jordanian Universities	0.000
Real Estate Sales Tax	7516.800
Final Total	12918.120
Received twelve thousand nine hundred Eighteen Dinars and 120 Fils	

As shown above and in witness whereof he was given this receipt.

26/7/2011
894119

Name of Cashier: Firas Ali Hazeem Snouber
Signature : (Signed)
(Seal of Land & Survey Department)

TRANSLATION HOUSE
DAR UTTARJAMA
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6TH OCTOBER 2016



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جبل الحسين - مجمع سكنية التجاري
المدخل الشرقي - الطابق الاول
مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (+٩٦٢-٦)
تلفون ٥٦٥٨٦٠٤ (+٩٦٢-٦)
(للمراسلات فقط ص ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الالكتروني: translationh@nets.com.jo

The Hashemite Kingdom of Jordan
Ministry of Finance
Land & Survey Department

Center : Al- Muwaqqar Lands

No. : 0894005

Name of Payer : Yussra Fathi Yusuf Hamdan

Description	Amount
	JD
Confirmation of a Power of Attorney	301.760
Real Estate Classified	0.200
Revenue Stamps	0.000
Cost of Registration Documents	0.000
Trusts for Handicapped Individuals	0.000
Additional Tax	0.000
Additional Fee for Jordanian Universities	0.000
Real Estate Sales Tax	0.000
Final Total	301.960
Received Three hundred one Dinars and 960 Fils	

As shown above and in witness whereof he was given this receipt.

24/07/2011

894005

Name of Cashier: Firas Ali Hazeem Sinouber
Signature : (Signed)
(Seal of Land & Survey Department)

TRANSLATION HOUSE
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6TH OCTOBER 2016

HAMD664333

Jabal Al-Husain
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المدخل الشرقي - الطابق الاول
مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (+٩٦٢-٦)
تلفون ٥٦٥٨٦٠٤ (+٩٦٢-٦)
(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الالكتروني: translationh@nets.com.jo

The Hashemite Kingdom of Jordan
Ministry of Finance
Land & Survey Department
Center : Al- Muwaqqar Lands

No. : 0894004
Name of Payer : Yussra Fathi Yusuf Hamdan

Description	Amount
	JD
Confirmation of a Power of Attorney	4749.120
Real Estate Classified	0.200
Revenue Stamps	0.000
Cost of Registration Documents	0.000
Trusts for Handicapped Individuals	0.000
Additional Tax	0.000
Additional Fee for Jordanian Universities	0.000
Real Estate Sales Tax	0.000
Final Total	4749.320
Received Four thousand seven hundred forty nine Dinars and 320 Fils	

As shown above and in witness whereof he was given this receipt.

24/07/2011
894004

Name of Cashier: Firas Ali Hazeem Sinouber
Signature : (Signed)
(Seal of Land & Survey Department)

TRANSLATION HOUSE
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6TH OCTOBER 2016

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مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (+٩٦٢-٦)
تلفون ٥٦٥٨٦٠٤ (+٩٦٢-٦)
(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الالكتروني: translationh@nets.com.jo

The Hashemite Kingdom of Jordan
Ministry of Finance
Land & Survey Department

Center : Al- Muwaqqar Lands

No. : 0894003

Name of Payer : Yusra Fathi Yusuf Hamdan

Description	Amount JD
Confirmation of a Power of Attorney	1661.760
Real Estate Classified	0.200
Revenue Stamps	0.000
Cost of Registration Documents	0.000
Trusts for Handicapped Individuals	0.000
Additional Tax	0.000
Additional Fee for Jordanian Universities	0.000
Real Estate Sales Tax	0.000
Final Total	1661.960
Received one thousand sixty one Dinars and 960 Fils	

As shown above and in witness whereof he was given this receipt.

24/07/2011

894003

Name of Cashier: Firas Ali Hazeem Sinouber

Signature : (Signed)

(Seal of Land & Survey Department)

TRANSLATION HOUSE
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6TH OCTOBER 2016

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مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (+٩٦٢-٦)
تلفون ٥٦٥٨٦٠٤ (+٩٦٢-٦)
(للمراسلات فقط ص.ب. ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الالكتروني: translationh@nets.com.jo

The Hashemite Kingdom of Jordan
Ministry of Finance
Land & Survey Department

Center : South Amman Lands

No. : 0123267

Name of Payer : Yussra Fathi Yusuf Hamdan

Description	Amount JD
Confirmation of a Power of Attorney	1047.200
Real Estate Classified	0.200
Revenue Stamps	0.000
Cost of Registration Documents	0.000
Trusts for Handicapped Individuals	0.000
Additional Tax	0.000
Additional Fee for Jordanian Universities	0.000
Real Estate Sales Tax	0.000
Final Total	1047.400
Received one thousand fourty seven Dinars and 400 Fils	

As shown above and in witness whereof he was given this receipt.

24/07/2011

123267

Name of Cashier: Mahmoud Ahmad Awwad Al- Manaseer

Signature : (Signed)

(Seal of Land & Survey Department)

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6TH OCTOBER 2011

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جبل الحسين - مجمع سكنية التجاري
المدخل الشرقي - الطابق الاول
مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (+٩٦٢-٦)
تلفون ٥٦٥٨٦٠٤ (+٩٦٢-٦)
(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الالكتروني: translationh@nets.com.jo

The Hashemite Kingdom of Jordan
Ministry of Finance
Land & Survey Department

Center : South Amman Lands

No. : 0123268

Name of Payer : Yussra Fathi Yusuf Hamdan

Description	Amount JD
Confirmation of a Power of Attorney	1496.320
Real Estate Classified	0.200
Revenue Stamps	0.000
Cost of Registration Documents	0.000
Trusts for Handicapped Individuals	0.000
Additional Tax	0.000
Additional Fee for Jordanian Universities	0.000
Real Estate Sales Tax	0.000
Final Total	1496.320
Received one thousand four hundred ninety six Dinars and 320 Fils	

As shown above and in witness whereof he was given this receipt.

24/07/2011

123268

Name of Cashier: Mahmoud Ahmad Awwad Al- Manaseer

Signature :

TRANSLATION HOUSE
DAR UTTARJAMA
O.T.MUSLIM
6TH OCTOBER 2016

Jahaf Al-Husain
Sukayna Commercial Complex
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Tel. (+ 962-6) 5658604
(For Correspondence Only)
P. O. B. 343 Zarka 13110 Jordan)
E-Mail:translationh@nets.com.jo

دار الترجمة
TRANSLATION HOUSE
DAR UTTARJAMA

جبل الحسين - مجمع سكنية التجاري
المدخل الشرقي - الطابق الاول
مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (٦-٩٦٢+)
تلفون ٥٦٥٨٦٠٤ (٦-٩٦٢+)
(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الالكتروني: translationh@nets.com.jo

The Hashemite Kingdom of Jordan
Ministry of Finance
Land & Survey Department

Center : South Amman Lands

No. : 123273

Name of Payer : Yussra Fathi Yusuf Hamdan

Description	Amount JD
Confirmation of a Power of Attorney	1209.600
Real Estate Classified	0.200
Revenue Stamps	0.000
Cost of Registration Documents	0.000
Trusts for Handicapped Individuals	0.000
Additional Tax	0.000
Additional Fee for Jordanian Universities	0.000
Real Estate Sales Tax	0.000
Final Total	1209.600
Received one thousand two hundred nine Dinars and 600 Fils	

As shown above and in witness whereof he was given this receipt.

24/07/2011

123273

Name of Cashier: Mahmoud Ahmad Awwad Al- Manaseer

Signature : (Signed)

TRANSLATION HOUSE
DAR UTTARJAMA
O.T.MUSLIM
6TH OCTOBER 2016

Jabal Al-Husain
Sukayna Commercial Complex
Easterin Entrance, 1st Floor,
Office No. 10
Telefax (+962-6) 5689459
Tel. (+962-6) 5658604
(For Correspondence Only
P. O. B. 343 Zarka 13110 Jordan)
E-Mail:translationh@nets.com.jo

دار الترجمة
TRANSLATION HOUSE
DAR UTTARJAMA

جبل الحسين - مجمع سكنية التجاري
المدخل الشرقي - الطابق الاول
مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (+٩٦٢-٦)
تلفون ٥٦٥٨٦٠٤ (+٩٦٢-٦)
(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الالكتروني: translationh@nets.com.jo

The Hashemite Kingdom of Jordan
Ministry of Finance
Land & Survey Department

Center : South Amman Lands

No. : 0123272

Name of Payer : Yussra Fathi Yusuf Hamdan

Description	Amount JD
Confirmation of a Power of Attorney	1333.640
Real Estate Classified	0.200
Revenue Stamps	0.000
Cost of Registration Documents	0.000
Trusts for Handicapped Individuals	0.000
Additional Tax	0.000
Additional Fee for Jordanian Universities	0.000
Real Estate Sales Tax	0.000
Final Total	1333.640
Received one thousand three hundred thirty three Dinars and 640 Fils	

As shown above and in witness whereof he was given this receipt.

24/07/2011
123272

Name of Cashier: Mahmoud Ahmad Awwad Al- Manaseer
Signature :

TRANSLATION HOUSE
DAR UTTARJAMA
O.T.MUSLIM
6TH OCTOBER 2016

Jabal Al-Husain
Bukayna Commercial Complex
Eastern Entrance, 1st Floor,
Office No. 10
Telefax (+ 962-6) 5689459
Tel. (+ 962-6) 5658604
(For Correspondence Only)
P. O. B. 343 Zarka 13110 Jordan)
E-Mail:translationh@nets.com.jo

دار الترجمة
TRANSLATION HOUSE
DAR UTTARJAMA

جبل الحسين - مجمع سكنية التجاري
المدخل الشرقي - الطابق الاول
مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (+٩٦٢-٦)
تلفون ٥٦٥٨٦٠٤ (+٩٦٢-٦)
(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الالكتروني: translationh@nets.com.jo

The Hashemite Kingdom of Jordan
Ministry of Finance
Land & Survey Department

Center : South Amman Lands

No. : 0.123276

Name of Payer : Yusra Fathi Yusuf Hamdan

Description	Amount JD
Confirmation of a Power of Attorney	2746.440
Real Estate Classified	0.200
Revenue Stamps	0.000
Cost of Registration Documents	0.000
Trusts for Handicapped Individuals	0.000
Additional Tax	0.000
Additional Fee for Jordanian Universities	0.000
Real Estate Sales Tax	0.000
Final Total	2746.440
Received two thousand seven hundred forty six Dinars and 440 Fils	

As shown above and in witness whereof he was given this receipt.

24/07/2011
123276

Name of Cashier: Mahmoud Ahmad Awwad Al- Manaseer
Signature :

TRANSLATION HOUSE
DAR UTTARJAMA
O.T.MUSLIM
6TH OCTOBER 2016

Jabal Al-Husain
Sukayna Commercial Complex
Eastern Entrance, 1st Floor,
Office No. 10
Telefax (+ 962-6) 5689459
Tel. (+ 962-6) 5658604
(For Correspondence Only
P. O. B. 343 Zarka 13110 Jordan)
E-Mail:translationh@nets.com.jo

دار الترجمة
TRANSLATION HOUSE
DAR UTTARJAMA

جبل الحسين - مجمع سكنية التجاري
المدخل الشرقي - الطابق الاول
مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (٦-٩٦٢-٠)
تلفون ٥٦٥٨٦٠٤ (٦-٩٦٢-٠)
(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الالكتروني: translationh@nets.com.jo

The Hashemite Kingdom of Jordan
Ministry of Finance
Land & Survey Department

Center : South Amman Lands

No. : 0123277

Name of Payer : Yussra Fathi Yusuf Hamdan

Description	Amount JD
Confirmation of a Power of Attorney	822.400
Real Estate Classified	0.200
Revenue Stamps	0.000
Cost of Registration Documents	0.000
Trusts for Handicapped Individuals	0.000
Additional Tax	0.000
Additional Fee for Jordanian Universities	0.000
Real Estate Sales Tax	0.000
Final Total	822.600
Received eight hundred twenty two Dinars and 600 Fils	

As shown above and in witness whereof he was given this receipt.

24/07/2011

123277

Name of Cashier: Mahmoud Ahmad Awwad Al- Manaseer

Signature :

TRANSLATION HOUSE
DAR UTTARJAMA
O.T.MUSLIII
6TH OCTOBER, 2016

Jabal Al-Husain
Sakayna Commercial Complex
Eastern Entrance, 1st Floor,
Office No. 10
Telefax (+962-6) 5689459
Tel. (+962-6) 5658604
(For Correspondence Only)
P. O. B. 343 Zarka 13110 Jordan)
E-Mail:translationh@nets.com.jo

دار الترجمة
TRANSLATION HOUSE
DAR UTTARJAMA

جبل الحسين - مجمع سكاينة التجاري
المدخل الشرقي - الطابق الاول
مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (+٩٦٢-٦)
تلفون ٥٦٥٨٦٠٤ (+٩٦٢-٦)
(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الالكتروني: translationh@nets.com.jo

The Hashemite Kingdom of Jordan
Ministry of Finance
Land & Survey Department

Center : South Amman Lands

No. : 0123278

Name of Payer : Yusra Fathi Yusuf Hamdan

Description	Amount JD
Confirmation of a Power of Attorney	868.320
Real Estate Classified	0.200
Revenue Stamps	0.000
Cost of Registration Documents	0.000
Trusts for Handicapped Individuals	0.000
Additional Tax	0.000
Additional Fee for Jordanian Universities	0.000
Real Estate Sales Tax	0.000
Final Total	868.320
Received eight hundred sixty eight Dinars and 320 fils	

As shown above and in witness whereof he was given this receipt.

24/07/2011

0123278

Name of Cashier: Mahmoud Ahmad Awwad Al- Manaseer

Signature :

TRANSLATION HOUSE
DAR UTTARJAMA
O.T.MUSLIM
6TH OCTOBER 2016

Jafal Al-Husain,
Sulayna Commercial Complex
Eastern Entrance, 1st Floor,
Office No. 10
Telefax (+ 962-6) 5689459
Tel. (+ 962-6) 5658604
(For Correspondence Only
P. O. B. 343 Zarka 13110 Jordan)
E-Mail:translationh@nets.com.jo

دار الترجمة
TRANSLATION HOUSE
DAR UTTARJAMA

جبل الحسين - مجمع سكنية التجاري
المدخل الشرقي - الطابق الاول
مكتب رقم ١٠
تلفاكس ٥٦٨٩٤٥٩ (+٩٦٢-٦)
تلفون ٥٦٥٨٦٠٤ (+٩٦٢-٦)
(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الالكتروني: translationh@nets.com.jo

The Hashemite Kingdom of Jordan
Ministry of Finance
Land & Survey Department

Center : South Amman Lands

No. : 0038020

Name of Payer : Yusra Fathi Yusuf Hamdan

Description	Amount
	JD
Confirmation of a Power of Attorney	335.360
Real Estate Classified	0.000
Revenue Stamps	0.000
Cost of Registration Documents	0.000
Trusts for Handicapped Individuals	0.000
Additional Tax	0.000
Additional Fee for Jordanian Universities	0.000
Real Estate Sales Tax	0.000
Final Total	335.360
Received Three hundred thirty five Dinars and 360 Fils	

As shown above and in witness whereof he was given this receipt.

25/07/2011

38020

Name of Cashier: Firas Ahmed Mohamed Al-Hammad

Signature : (Signed)

(Seal of Land & Survey Department)

TRANSLATION HOUSE
DAR UTTARJAMA
O.T.MUSLAI
6TH OCTOBER 2016

المستشارون للحاماة والقانون
Counselors For Advocating and Law



مستند قبض

رقم ٢٦٦٩

فلس دينار

١/١٥٠٢

التاريخ: ١٤/١٢/٢٠١١

وصلني من السيد / السادة: فني يوسف صبري الكحل

مبلغ وقدره: صا ١٠٠٠٠٠٠ فقط

نقد / شيك رقم: / على بنك / تاريخ

وذلك عن: دفع استمارات الترخيص لعدد ١٠٠٠٠٠٠ شخص

(مطابق المرسوم رقم ٢٠١٠) طر ١٠٠٠٠٠٠ - ١٠٠٠٠٠٠٠٠ فقط

توقيع المستلم:

م. م. م. م.
١٠٠٠

المستشارون المحاماة والقانون
Counselors For Advocating and Law



سند قبض

رقم ٢٣٤٤

فلس دينار

٢٥٠٠

التاريخ: ١١/١١/٢٠١٤

وصلني من السيد / السادة: مكي محمد

مبلغ وقدره: مائة وخمسة وعشرون ألفاً فقط

نقد / شيك رقم: على بنك تاريخ

وذلك عن: استأجر مكتب وخطه

توقيع المستلم:



المسؤولية تقع على العميل - عمارة هجرية ستاندر - قرب وسط المدينة
 هاتف: ٥٤٧٩ - ٥٤٧٩ - ٥٤٧٩ - ٥٤٧٩ - ٥٤٧٩ - ٥٤٧٩
 جيلبري، ٤١ ٥٤٥ ٧٥ ٧٩ - ٥٤٥ ٧٥ ٧٩ - ٥٤٥ ٧٥ ٧٩ - ٥٤٥ ٧٥ ٧٩ - ٥٤٥ ٧٥ ٧٩
 البريد الإلكتروني: Jamal_abudoush_R_E_O@yahoo.com

سند قبض
 RECEIPT VOUCHER

رقم: ٢٥٢
 التاريخ: ١٧ / ٥ / ٢٠٢٢
 رقم العقد: ١٧
 فلس: ٥٥٥
 دينار: ٥٥٥

RECEIVED FROM: فاضل بن السيد فاضل بن السيد
 THE SUM OF: مبلغ وقدره خمسة مائة دينار أردني
 وبتسليم من السيد فاضل بن السيد
 وبمبلغ وقدره خمسة مائة دينار أردني
 وبالمبلغ المذكور في هذا السند
 وبمبلغ وقدره خمسة مائة دينار أردني
 وبمبلغ وقدره خمسة مائة دينار أردني

ID	دينار	FILS	فلس	DRAWEE BANK	البنك المسحوب عليه	DATE	تاريخه	CHEQUE NO.	رقم الشيك
—	—	—	—	—	—	—	—	—	—

TOTAL المجموع
 FOR: أجور اهدام ونزول ومعالجة بيع مع تكاليف الإزالة والقوانين والرسوم
 SIGNATURE: جمال أبو دوش
 AGENT NAME: جمال أبو دوش



مكتب جمال أبو دوش

العقارية

JAMAL Abu Doush
Real Estate Office

التقدير المرفقة

تناهيل أبقان الملكة

- أجور إصدار وثائق لجميع قطع الأراضي والتي مجموعها أربعة وعشرون قطعة أرض

- رسوم وثائق لجميع قطع الأراضي

- استخراج سندات تسجيل لجميع قطع الأراضي مع الرسوم

- استخراج محظونات أراضي لجميع قطع الأراضي مع الرسوم

- استخراج محظونات تنظيمية مع الرسوم

- أجور تنفيذ معاملات تثبيت الوثائق في دائرة الأراضي والمساحة

وذلك في جميع دوائر التسجيل التابعة لهذه الدائرة

- أجور تنفيذ معاملات البيع لجميع قطع الأراضي في كافة دوائر التسجيل

- مصاريف تقدير قطع الأراضي والكشوفات الميدانية

مجموع كامل الأجور 20.000 دينار اردني (عشرون الف دينار)

والبالغة 28.368 دولار امريكي

* تم تنفيذ جميع المعاملات في العام 2011

* تم نقل الملكية لمنتهى حصص السيد محمد عبد القادر اسعد حامد

لصالح السيد فتحي يوسف محمد يوسف

وتم رفع جميع التكاليف من قبل السيد فتحي يوسف محمد يوسف

مدير عام المكتب

عتباله جمال أبو دوش

التوقيع



JAMAL Abu Doush
Real Estate Office

مكتب جمال أبو دوش
العقارات

عدد الأوراق: ٥

بسم الله الرحمن الرحيم
الحمد لله الذي هدانا لهذا الذي كنا لنالوا به
لو لم يكن من الله
تتميم (ع) اسم الكومن (ع) من ارادته (ع) (ع) (ع) (ع) (ع) (ع)
المادة (٤٤٦) من القانون المدني
البريد الإلكتروني (٤٤٦٩١٦)
البريد الإلكتروني (٤٤٦٩١٦)
البريد الإلكتروني (٤٤٦٩١٦)
البريد الإلكتروني (٤٤٦٩١٦)
البريد الإلكتروني (٤٤٦٩١٦)
البريد الإلكتروني (٤٤٦٩١٦)
البريد الإلكتروني (٤٤٦٩١٦)
البريد الإلكتروني (٤٤٦٩١٦)
البريد الإلكتروني (٤٤٦٩١٦)

خاتم
الدائرة
الرسمي



وزارة المالية
دائرة الأراضي والمساحة

المملكة الأردنية الهاشمية
وصول الغيوضات
د أ ض ك اب

المركز :
رقم : ٠٠٣٨٠٢٠٢
اسم الدافع:

No. 0038020

المبلغ	دينار	
	فلس	دينار
٣٢٥	٣٢٥	٠
٣٢٥	٣٢٥	٠
٣٢٥	٣٢٥	٠
٣٢٥	٣٢٥	٠
٣٢٥	٣٢٥	٠
٣٢٥	٣٢٥	٠
٣٢٥	٣٢٥	٠
٣٢٥	٣٢٥	٠
٣٢٥	٣٢٥	٠
٣٢٥	٣٢٥	٠
٣٢٥	٣٢٥	٠
٣٢٥	٣٢٥	٠
٣٢٥	٣٢٥	٠
٣٢٥	٣٢٥	٠
٣٢٥	٣٢٥	٠
٣٢٥	٣٢٥	٠

21924/2

وصلني مبلغ وقدره :
كما هو مبين اعلاه وعليه اعطي هذا الوصول .
اسم امين الصندوق :
توقيعه :

خاتم
الدائرة
الرسمي



المملكة الأردنية الهاشمية

وصول المقبوضات

د أ ض ك ا ب

يوسف

وزارة المالية

دائرة الأراضي والمساحة
اراضي جنوب عمان

المركز:

No. 0123955

رقم: ١٢٣٩٥٥

شعري يوسف محمد
اسم الدافع:

البيان	المبلغ	
	دينار	فلس
كفيل اجتماع القرار	0	000
بيع	2479	380
مصنف عقاري	0	200
طوابع واورادات	1	000
ثمن سندات تسجيل	0	400
امانة للأشخاص المعاقين	0	000
ضريبة اضافية	0	000
رسم اضافي للظمامات الاردنية	0	000
ضريبة بيع عقار	2113	400
المجموع النهائي	3594	380

ثلاثة آلاف وخمسمائة و اربعة و ثمانون دينار فقط و
وصلني هـ . بغ وقدره: 380 فلسا

219242

2011/07/26

123955

كما هو مبين اعلاه وعليه اعطي هذا الوصول

محمود احمد عواد العنابير

اسم امين الصندوق: توقيع:

خاتم
الدائرة
الرسمي

No.0123958



المملكة الأردنية الهاشمية

وصول المقبوضات

يؤرخ ك/ب

وزارة المالية
دائرة الأراضي والمساحة

المركز:

رقم: ٩٥٨ مذكر يوسف محمد

اسم الدافع:

البيان	المبلغ	
	دينار	فلهن
كشف استماع اقرار	0	580
بيع	2225	580
مصنف عقاري	0	200
طوابع واردات	1	000
ثمن سندات تسجيل	0	400
أمانات للأشخاص المعاقين	0	000
ضريبة اضافية	0	000
رسم إضافي للجامعات الاردنية	0	000
ضريبة بيع عقار	3179	400
المجموع النهائي	5406	580
جمعة الال وأربعمائة وستة ديار فقط و 580 فلما		

21924-2

وصلني لغ وقدره:

2011/07/26

123958

كما هو مبين اعلاه وعليه اعطي هذا الوصول .

محمود احمد عواد المناشير

اسم امين الصندوق: توقيع:

خاتم
الدائرة
الرسمي

No.0123956

الجمهورية الاردنية الهاشمية
وزارة المالية
دائرة الاراضي والمساحة
اراضي جنوب عمان
المركز:
رقم: 0123956
اسم الدافع:
فتحي يوسف محمد يوسف

وزارة المالية
دائرة الاراضي والمساحة
اراضي جنوب عمان
المركز:

رقم: 0123956
اسم الدافع:

البيان	المبلغ	
	دينار	فلس
كشف استملاك القرار	0	000
بيع	2402	960
مصرف عقاري	0	200
طابع واردات	0	500
ثمن سندات تسجيل	8	200
امثبات الاضخام المعالين	0	000
ضريبة اضافية	0	000
رسم اضافي للجامعات الاردنية	0	000
ضريبة بيع عقار	3432	800
المجموع النهائي	5836	660

خمسة آلاف وثمانمائة وستة وثلاثون دينار فقط و 660
وصلني مبلغ وقدره: .. (فيلصا)

2' 1/2

2011/07/26

123956

كما هو مبين اعلاه وعليه اعطي هذا الوصول

محمود احمد عواد العلامير

اسم امين الصندوق: توقيعه:

123956

خاتم
الدائرة
الرسمي



وزارة المالية
دائرة الأراضي والمساحة
الأراضي جنوب عمان

المركز:

No.0123957

المشترك الأمانة العامة

وصول المفوضات

يؤرخ ك/ب

رقم: ٢٢٩٥٧
والعقري يوسف محمد

اسم الدافع:

البيان	المبلغ	
	دينار	فلجيه
كفء استمراء القراء	0	0
بيع	2225	160
مصلك عقاري	0	200
طوايح واراضي	1	000
لعم سندات تسجيل	0	400
امانات للأشخاص العماليق	0	000
ضريبة اضافية	0	000
رسم إضافي للجامعات الاردنية	0	000
ضريبة بيع	3178	800
المجموع النهائي	5405	560

مجموع الأمانات وأربعمائة وخمسة وستين فقط و 560 فلجا

219242

وصافي مبلغ وقدره:

2011/07/26

123957

كما هو مبين اعلاه وعليه اعطي هذا الوصول

محمود احمد هواد العاصير

اسم أمين الصندوق: توقيع:

17

خاتم
الدائرة
الرقم 0894004



وزارة الداخلية
وزارة التعمير والإعانة الاجتماعية
والتعاون الدولي
المركز:

No. 0894004

رقم: ٠٨٩٤٠٠٤

التعمير والتشغيل والتعاون الدولي

البيان	المبلغ	
	دراهم	قلم
تعمير وتهيئة	4749	120
تعمير وتهيئة	0	200
تعمير وتهيئة	0	000
تعمير وتهيئة	0	000
تعمير وتهيئة	0	000
تعمير وتهيئة	0	000
تعمير وتهيئة	0	000
تعمير وتهيئة	0	000
تعمير وتهيئة	4749	320

أدين بمبلغ ٤٧٤٩ دراهم و ٣٢٠ قلم
شراس علي سنوبر

والتعمير والتشغيل والتعاون الدولي

2011/07/24
894004

كما هو مبيّن أعلاه وعليه اعطيت هذا التوصل

التعمير والتشغيل والتعاون الدولي

خاتم
الدائرة
الرئيسي



وزارة المالية
دائرة الأراضي والمساعدة
إدارة التقييم
المركز:

No. 0894003

رقم: ٣٠٠٠٠٠
اسم الدافع: بسري شمس يوسف حمدان

البيان	المبلغ	
	دينار	قاسم
شعبه وكلاء	1661	960
مكتب عقارى	0	296
	0	000
	0	000
	0	000
	0	000
	0	000
	0	000
المجموع النهائي	1661	960

التمويل
البنك السعودي لتسجيل اراضي التوقف
تسوية على مستودع

ويعاني مبلغ وقدره:
.....
.....

2011/07/24
894003

كما هو مبين اعلاه وعليه اعطي هذا الوصول

توقيع:
اسم امين الصندوق:

خاتم
الدائرة
الرسمي



وزارة المالية
الدائرة الاراضي والمساحة
الرقم: ٨٩٤٦٦٩

No. 0894119

رقم: ٨٩٤٦٦٩
اسم الدافع: امجد

البيانات	المبلغ	
	دينار	فلوس
أنتك	0	100
بيع	5396	920
مصاريف	0	200
جور	3	900
المن	0	200
المن	0	000
المن	0	200
المن	0	300
المن	7518	800
المجموع	12918	120

21924

والمبلغ سلف وقدره:
تبلغ عشرة لث وثمانمائة دينار فقط

٢٠١٣/٥٦٧٥٥
٥٥٤١١٩

٢٧٧
A

كما قد بين اعلاه وعليه اعطي هذا الوصول

الاسم انور العبدون:
توفيته

خاتم
الدائرة
الرئيسية



الجمهورية العربية الفلسطينية
ووصول الوثائق
وأيام الترخيص

وزارة المالية
دائرة الأراضي والمساحة
المركز الرئيسي

No. 0894120

رقم: ٨٩٤١٢

القيمة الدائجة: ...

البيان	المبلغ	
	دينار	فلس
...	3	500
...	7	100
...	0	200
...	5	300
...	3	400
...	0	000
...	0	000
...	0	100
...	378	800
...	385	840

القيمة الدائجة
...

21924

الوصلي مبلغ وقدره: ...

2011/07/28
894120

Handwritten signature

كما هو مبين اعلاه وعليه اعطي هذا الوصول.

...

خاتم
الدائرة
الرسمي

No.0123268



وزارة المالية
دائرة الاراضي والمساحة

المركز:

رقم: ٠١٢٣٢٦٨

اسم الدافع:

البيان	المبلغ	
	دينار	فلس

219242

وصولي هـ نغ وقدره: ١٢٣٢٦٨

كما هو مبين اعلاه وعليه اغطي هذا الوصول:

اسم امين الصندوق: توقيع:

خاتم
الدائرة
الرسمي



وزارة المالية
دائرة الاراضي والمساحة
المركز:

No. 0123273

التراكم الأرصدة المشاهدة
وصول المقبوضات
د أ ط ك / ب

رقم: ١٢٣٢٧٣
اسم الدافع:

تاريخ فاتحة يومك ٢٠٢٠

البيان	المبلغ	
	دينار	فلس

21924/2

وصلني مبلغ وقدره:

١٢٣٢٧٣

١٢٣٢٧٣

كما هو مبين اعلاه وعليه اعطي هذا الوصول

اسم أمين الصندوق: توقيع:

1

1

خاتم
الدائرة
الرسمي

No.0123272



المملكة العربية السعودية

وصول المقبوضات
د أ ض ك/ب

وزارة المالية

دائرة الأراضي والمساحة

المركز

رقم: ١٢٣٢٧٢

اسم الدافع:

البيان	المبلغ	
	دينار	فلس
		41
		25

2' 12

وصلني مبلغ وقدره:

كما هو مبين اعلاه وعليه اعطي هذا الوصول:

123272

اسم امين الصندوق: توقيع:

خاتم
الدائرة
الرسمي



السلطة الفلسطينية
وصول المقبوضات
وأض ك / أ

وزارة المالية
دائرة الأراضي والمساحة
المركز الوطني للأرصاد الجوية

No.0123276

رقم: ١٢٣٢٧٦

اسم الدافع:
... ..

البيان	المبلغ	
	دينار	فلس
		٣٣٥
		٥٢٥
		٥٢٥
		٥٢٥
		٥٢٥
		٥٢٥
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		٥٢٥
		٥٢٥
		٥٢٥
		٥٢٥

21924/2

وصلتي مبلغ وقدره :
.....

كما هو مبين اعلاه وعليه اعطي هذا الوصول .
T 23276

اسم امين الصندوق:
توقيعه:

خاتم
الدائرة
الرسمي



وزارة المالية
دائرة الاراضي والمساحة
المركز:

No. 0123277

المملكة العربية الفلسطينية
وصول المفوضات
و ارض ك ا ب

رقم: ٠١٢٣٢٧٧

اسم الدافع:

البيان	المبلغ	
	دينار	فلس
	٥٠٠	٢٠٠
		٢٠٠

219242

وصلني مبلغ وقدره:

123277

كما هو مبين اعلاه وعليه اعطي هذا الوصول

اسم امين الصندوق: توقيع:

المنطقة



No: 123278



وزارة المالية
دائرة الاراضي والمساحة

المركز:
رقم: ١٢٢٢٧٨
اسم الدافع:

التعيينات	المبلغ	
	دينار	فلس

2/2

وصلني مبلغ وقدره:

كما هو مبين اعلاه وعليه انظري هذا الوضويع

اسم امير الصندوق: توقيع:

Exhibit 3

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

MOHAMMAD HAMED, by his
authorized agent **WALEED HAMED**,

Plaintiff/Counterclaim Defendant,

vs.

FATHI YUSUF and UNITED CORPORATION,

Defendants/Counterclaimants,

vs.

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

Additional Counterclaim Defendants.

CIVIL NO. SX-12-CV-370

ACTION FOR DAMAGES,
INJUNCTIVE RELIEF
AND DECLARATORY RELIEF

Consolidated With

MOHAMMAD HAMED,

Plaintiff,

v.

UNITED CORPORATION,

Defendant.

CIVIL NO. SX-14-CV-287

ACTION FOR DAMAGES
AND DECLARATORY RELIEF

MOHAMMAD HAMED,

Plaintiff,

v.

FATHI YUSUF,

Defendant.

CIVIL NO. SX-14-CV-278

ACTION FOR DEBT
AND CONVERSION

JURY TRIAL DEMANDED

DUDLEY, TOPPER
AND FEUERZEIG, LLP
1000 Frederiksberg Gade

P.O. Box 756

St. Thomas, U.S. V.I. 00804-0756

(340) 774-4422

HAMD664369

**AMENDED SUPPLEMENTATION OF YUSUF'S ACCOUNTING CLAIMS AND
PROPOSED DISTRIBUTION PLAN**

Defendant/counterclaimant Fathi Yusuf ("Yusuf"), through his undersigned counsel, respectfully amends the Supplementation of Yusuf's Accounting Claims and Proposed Distribution Plan filed on December 7, 2016 (the "Supplementation") by changing the penultimate sentence thereof to clarify that the \$50,521.29 Yusuf seeks to recover for expenses were incurred in conveying Hamed's interests in a number of Jordanian parcels not the one parcel identified in Exhibits O and S. Accordingly, as amended, the Supplementation should read as follows:

Defendant/counterclaimant Fathi Yusuf ("Yusuf"), through his undersigned counsel, respectfully submits this Amended Supplementation of § VI of his Accounting Claims And Proposed Distribution Plan (the "Claim"), which was submitted to the Master and counsel for plaintiff/counterclaim defendant Mohammad Hamed ("Hamed") on September 30, 2016.¹ Yusuf supplements § VI of his Claim with the "payment analysis" attached as **Exhibit R**, an English translation of the Arabic version of the declaration and undertaking of Hamed (the original Arabic version was attached as Exhibit O to the Claim) attached as **Exhibit S**, and, among other things, the invoices identified in the payment analysis (Exhibit R) in both English and Arabic attached as collective **Exhibit T**. As reflected in Exhibit R, one-half of the value of the two parcels identified in the "Lands Value Estimation" attached as Exhibit N to the Claim (also included in Exhibit T) is \$384,400.08. As further reflected in Exhibit R, one-half of the expenses incurred by Yusuf in conveying Hamed's interests in various Jordanian parcels is \$50,521.29. Accordingly, Yusuf's supplemental claims totals US \$434,921.37.

Respectfully submitted,

DUDLEY, TOPPER and FEUERZEIG, LLP

Dated: December 12, 2016

By: 

Gregory H. Hodges (V.I. Bar No. 174)
1000 Frederiksberg Gade - P.O. Box 756
St. Thomas, VI 00804
Telephone: (340) 715-4405
Telefax: (340) 715-4400
E-mail: ghodges@dtflaw.com

Attorneys for Fathi Yusuf
and United Corporation

DUDLEY, TOPPER
AND FEUERZEIG, LLP
1000 Frederiksberg Gade
P.O. Box 756
St. Thomas, U.S. V.I. 00804-0756
(340) 774-4422

¹ Like the Claim, Yusuf is not filing this Amended Supplementation with the Court. Instead, he will file a Notice of Submission of Amended Supplementation with the Court.

CERTIFICATE OF SERVICE

I hereby certify that on the 12th day of December, 2016, I served the foregoing **Amended Supplementation Of Yusuf's Accounting Claims And Proposed Distribution Plan via e-mail** addressed to:

Joel H. Holt, Esq.
LAW OFFICES OF JOEL H. HOLT
2132 Company Street
Christiansted, V.I. 00820
Email: holtvi@aol.com

Carl Hartmann, III, Esq.
5000 Estate Coakley Bay, #L-6
Christiansted, VI 00820
Email: carl@carlhartmann.com

Mark W. Eckard, Esq.
Eckard, P.C.
P.O. Box 24849
Christiansted, VI 00824
Email: mark@markeckard.com

Jeffrey B.C. Moorhead, Esq.
C.R.T. Building
1132 King Street
Christiansted, VI 00820
Email: jeffreymlaw@yahoo.com

The Honorable Edgar A. Ross
Email: edgarrossjudge@hotmail.com

Michele Barker

R:\DOCS\6254\INDRFTPLDG\16Z2763.DOCX

Exhibit 4

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

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

Plaintiff/Counterclaim Defendant,)
v.)

FATHI YUSUF and UNITED CORPORATION,)

Defendants/Counterclaimants,)
v.)

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

Additional Counterclaim Defendants.)

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

Plaintiff,)
v.)

UNITED CORPORATION,)

Defendant.)

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

Plaintiff,)
v.)

FATHI YUSUF,)

Defendant.)

CIVIL NO. SX-12-CV-370

ACTION FOR INJUNCTIVE
RELIEF, DECLARATORY
JUDGMENT, AND
PARTNERSHIP DISSOLUTION,
WIND UP, AND ACCOUNTING

Consolidated With

CIVIL NO. SX-14-CV-287

ACTION FOR DAMAGES AND
DECLARATORY JUDGMENT

CIVIL NO. SX-14-CV-278

ACTION FOR DEBT AND
CONVERSION

**YUSUF'S AMENDED ACCOUNTING CLAIMS
LIMITED TO TRANSACTIONS OCCURRING ON OR AFTER SEPTEMBER 17, 2006**

DUDLEY, TOPPER
AND FEUERZEIG, LLP
1000 Frederiksberg Gade
P.O. Box 756
St Thomas, U.S. V.I. 00804-0756
(340) 774-4422

reflected on Exhibit 1 to the complaint in SX-2014-CV-278, \$802,966¹⁶ would have been allocated to Hamed to equalize the Partnership distribution between the Partners resulting from the sale of the stock of Y&S and R&F. However, since the Accounting Order limits the claims Partners can make to transactions occurring on or before September 17, 2006, any claims Hamed has regarding the sale of the stock of Y&S and R&F are barred by the Accounting Order.

Disputed/Undisputed, Ripe for Determination or Discovery Needed: It is Yusuf's position that this item is barred by the Accounting Order and no longer subject to determination by the Master.

→ **VI. Foreign Accounts and Jordanian Properties**

As part of the profit sharing arrangement between the Partners, at various points in time, profits of the Partnership were sent to Jordan to be held in bank accounts or invested in real property to the mutual benefit of the Partners. In addition, Partnership profits were also sent to Jordan to be used as charitable donations of the Partners. Based upon Yusuf's review of bank documentation available to date and information discovered following the FBI raid, Yusuf claims that Hamed (either individually or through his sons or agents) failed to properly invest all Partnership funds with which he had been entrusted and failed to properly account for such funds. As a result, Hamed either breached his fiduciary duties to the Partnership by failing to properly safeguard, account for, and invest these funds as agreed between the Partners or he converted them for his own personal use or the personal use of his family members.

¹⁶ The Original Claims did not include interest on this claim because, among other things, United did not include all the interest it could claim on the rent actually awarded by the Rent Order. *See* n. 12, above. There were additional reasons for not paying interest on the claim as reflected in Yusuf's First Amended Answer And Counterclaim filed in SX-2014-CV-278. *See also* n. 16, below, regarding \$150,000 offset. Because the Accounting Order now bars this claim, the issue of interest is no longer relevant.

Yusuf has repeatedly raised these claims with Hamed and his agent, Waleed Hamed, but has received either unsatisfactory or no responses to questions as to how the funds were spent. The misappropriations or failures to account by Hamed and his agents of which Yusuf is presently aware include:

- a. Hamed and his sons have failed to account for the Partnership funds held in various foreign bank accounts from 1996 to date including, but not limited to, the accounts identified in Exhibit K to the Original Claims. The parties will need to engage in discovery to determine what transactions occurred with respect to those accounts on or after September 17, 2006.
- b. Because Hamed converted \$150,000 previously delivered as a charitable donation for a batch plant in West Bank, his interest in the Partnership should be charged for the transfer of \$150,000.00 to the Bank of Palestine to make good on the original donation. *See Exhibit L to the Original Claims, Wire Transfer Information Supporting Claim.*¹⁷
- c. Waleed Hamed's unauthorized check of \$536,405 to Hamed on April 29, 1998 and additional checks for \$10,000 and \$15,216. *See Exhibit M to the Original Claims.*
- d. Waleed Hamed's failure to account for funds that were removed from the Commercial, Francaise Bank in Saint Maarten with four (4) checks totaling \$550,373.14 to close out the account in January and February of 1997.

¹⁷ This payment was made on behalf of the purchaser of the Y&S and R&F stock and represented a portion of the proceeds of the sale of that stock. Accordingly, the amount should be charged against Hamed's interest in the Partnership.

- e. Waleed Hamed's conversion of \$1.4 million received in 1996 as reflected in a St. Maarten police report. Items (c) – (e) would appear to be barred by the Accounting Order.

Approximately forty (40) parcels of real property were purchased in Jordan using funds from the Plaza Extra Stores. All but two of those properties were jointly titled in the names of Hamed and Yusuf. The Court's assistance in administering or liquidating the jointly titled parcels is not sought at this time. Yusuf does seek the Court's assistance, however, with respect to two (2) parcels that were incorrectly titled in Hamed's name alone. These two parcels are identified in the "Land Value Estimation" attached as Exhibit N to the Original Claims. Yusuf respectfully requests an Order requiring the Executor/Administrator of Hamed's estate to take such action as may be necessary to properly reflect Yusuf's joint ownership of these parcels and to recover the \$434,921.37 reflected in Exhibit R to Yusuf's Amended Supplementation Of Accounting Claims submitted to the Master and counsel on December 12, 2016, (the "Amended Supplementation").

Hamed's interest in another parcel that was purchased in Jordan using funds from the Plaza Extra Stores has already been conveyed to Yusuf as part of Hamed's efforts to appease Yusuf following his discovery of the misappropriation of \$2,000,000 sent to Hamed from St. Maarten in or around 1997. A copy of the agreement in Arabic conveying Hamed's interest in such parcel is attached as Exhibit O to the Original Claims¹⁸. Yusuf had agreed to resolve this misappropriation, but not any others that Yusuf might later discover, by the conveyance of Hamed's interest in two parcels, one in Jordan that is the subject of Exhibit N, and one half acre parcel in St. Thomas, previously titled in the name of Plessen Enterprises, Inc., which is

¹⁸ An English translation was provided to the Master and counsel as Exhibit S to the Amended Supplementation on December 12, 2016.

addressed in a number of the Liquidating Partner's Bi-Monthly Reports. See Ninth Bi-Monthly Report at p. 5-6. Yusuf insisted that if Hamed wanted a resolution addressing all Hamed misappropriations, whether known or unknown, Hamed would have to arrange for the conveyance to Yusuf or United of another approximately 9.3 acre parcel located on St. Thomas also titled in the name of Plessen Enterprises, Inc. Hamed, through his son, Waleed, refused to convey this third parcel.

Although Yusuf is not pursuing his claims regarding the misappropriated 2,000,000, Hamed's sons are still seeking to somehow rescind Hamed's conveyance of his interest in the Jordanian parcel that is the subject of Exhibit N of the Original Claims in their second amended complaint in *Hamed v. Yusuf*, Civil No. SX-12-CV-377. Yusuf asks this Court to bind Hamed's estate by the agreement signed by Hamed.

Disputed/Undisputed, Ripe for Determination or Discovery Needed: It is Yusuf's position that these items are disputed and additional discovery is necessary. Furthermore, some of these claims relate to post – September 17, 2006 transactions or agreements between the Partners and therefore have not been eliminated by the Accounting Order.

VII. Loss of Going Concern Value of Plaza Extra-West

During the period that the Partnership operated Plaza Extra-West, it generated income, supported its expenses and ultimately generated profits. Plaza Extra-West's net profits were expected to continue indefinitely or, upon the dissolution of the Partnership, they were to continue until an orderly liquidation process could be concluded involving purchase of the business by one of the Partners or a third party. In either case, Plaza Extra-West's value as a "going concern" would have been quantified and realized equally by the Partners.

Exhibit 5

IN THE SUPERIOR COURT OF THE VIRGIN ISLANDS

DIVISION OF ST. CROIX

0254-10
RECEIVED
8/11/17

THE ESTATE OF MOHAMMED
HAMED; through its executor, WALEED
"WALLY" HAMED, WALEED "WALLY"
HAMED, individually, WAHEED "WILLY"
HAMED, MUFEED "MAFI" HAMED,
AND HISHAM "SHAWN" HAMED
Plaintiffs,

v.

FATHI YUSUF, YUSUF YUSUF,
MAHER (MIKE) YUSUF, NEJEH
YUSUF,

Defendants.

CIVIL NO. 377/2012

ACTION FOR DAMAGES

JURY TRIAL DEMANDED

REVISED NOTICE OF FILING THIRD AMENDED COMPLAINT¹

Plaintiffs, by and through the undersigned counsel, and give this Court notice of filing Plaintiffs' Third Amended Complaint. (Third Amended Complaint, **Exhibit 1.**)

RESPECTFULLY SUBMITTED
LEE J. ROHN AND ASSOCIATES, LLC
Attorneys for Plaintiffs

DATED: August 8, 2017

BY: 

Lee J. Rohn, Esq.
VI Bar No. 52
1101 King Street
Christiansted, St. Croix
U.S. Virgin Islands 00820
Telephone: (340) 778-8855
lee@rohnlaw.com

LEE J. ROHN AND
ASSOCIATES, LLC
1101 King Street
Christiansted
VI 00820-4933
Tel: 340.778.8855
Fax: 340.773.2954
lee@rohnlaw.com

¹ The Third Amended Complaint is being refiled to conform to the Court's orders regarding the duplication of Counts III and VI of Plaintiffs' Third Amended Complaint which was inadvertently overlooked in Plaintiffs' filing of August 4, 2017.

HAMD664379

stolen 1.4 million. The basis of this outrageously false accusation was nothing more than Fathi Yusuf claiming he remembered a conversation he falsely claims Wally Hamed had with him from the bank where Wally Hamed supposedly told Fathi Yusuf that he was unable to deposit a check to United Corporations account for that amount of funds because of the lack of a current business license and Fathi Yusuf claimed to have remembered telling Wally Hamed to "do what you want" and Fathi Yusuf now believes that it was transferred to Wally Hamed. This false accusation was not supported by any bank transfer documents and in fact the check had been made out to United Corporation and as such, there was no way Wally Hamed could have deposited the funds to himself.

41. Plaintiff, Wally Hamed, pointed out all the above facts to Fathi Yusuf and demanded some proof of the allegations or that Fathi Yusuf discontinue making the outrageous false statements at the mosque, to vendors and employees of Plaza Extra, family members and others.
42. Fathi Yusuf refused and continued to falsely claim that Plaintiffs had stolen the money from him at the mosque, to vendors and employees of Plaza Extra, to family members and to others.
- 43. Plaintiffs pointed out to Fathi Yusuf that the Hamed family had transferred the property in Jordan that was worth in excess of ten million dollars in reliance on Fathi Yusuf's representations that it the transfer would stop all the slander and defamation and dissension between the families and the threats of physical harm.
- 44. Defendant Fathi Yusuf then falsely stated in 2011 that the transfer was only for

to continue into the foreseeable future.

COUNT I

139. Plaintiffs repeat and reallege each and every allegation contained in paragraphs 1 through 138 above and incorporate same as if more fully set out herein.

140. The actions of the Defendants constitute defamation per se.

141. As a result the Plaintiffs have been damaged as set out herein.

COUNT II

142. Plaintiffs repeat and reallege each and every allegation contained in paragraphs 1 through 141 above and incorporate same as if more fully set out herein.

→ 143. The actions of Defendant, Fathi Yusuf, constitute misrepresentation, tortuous misrepresentation, fraudulent misrepresentation and fraud and coercion to include but not be limited to; Defendant Fathi Yusuf had no intention of stopping his threats and defamation if the Jordan property was transferred to him and the Plaintiff, Mohammad Hamed, transferred the property to Fathi Yusuf to stop the defamation and threats to kill him and his sons.

144. Plaintiffs relied in good faith on the representations of the Defendant.

→ 145. As a result Plaintiffs have suffered damages as alleged as well as loss of the property in Jordan that should be conveyed back to Plaintiff Mohammad Hamed.

COUNT III

146. Plaintiffs repeat and reallege each and every allegation contained in paragraphs 1 through 145 above and incorporate same as if more fully set out herein.

147. The Defendants have tortuously interfered with existing and prospective contracts.

148. As a result the Plaintiffs have suffered damages as alleged herein.

COUNT IV

149. Plaintiffs repeat and reallege each and every allegation contained in paragraphs 1 through 148 above and incorporate same as if more fully set out herein.

150. The Defendants have intentionally inflicted emotional distress on the Plaintiffs.

151. The Defendants' threats of violence and physical harm have made Plaintiffs in reasonable fear for their lives and physical well-being and the lives and well-being of their family members and caused them extreme emotional distress.

COUNT V

152. Plaintiffs repeat and reallege each and every allegation contained in paragraphs 1 through 151 above and incorporate same as if more fully set out herein.

→ 153. Defendant Fathi Yusuf agreed to stop the defamation and threats if the Jordan property was transferred.

→ 154. Defendant Fathi Yusuf breached the contract and continued defaming and threatening Plaintiffs despite receiving the property.

→ 155. As such Plaintiff, Estate of Mohammed Hamed is entitled to return of the property or its value.

COUNT VI

156. Plaintiffs repeat and reallege each and every allegation contained in paragraphs 1 through 155 above and incorporate same as if more fully set out herein.

157. Defendant Mike Yusuf assaulted all the Plaintiffs except Mohammed Hamed.

Exhibit 4

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,

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.*

FATHI YUSUF, *Plaintiff,*

vs.

MOHAMMAD A. HAMED TRUST, *et al,*
Defendants.

KAC357 Inc., *Plaintiff,*

vs.

HAMED/YUSUF PARTNERSHIP,
Defendant.

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

Consolidated with

Case No.: SX-2014-CV-278

Consolidated with

Case No.: ST-17-CV-384

Consolidated with

Case No.: ST-18-CV-219

**HAMED'S REPLY
RE HIS EXPEDITED MOTION TO COMPEL RE Y-12 --
FOREIGN ACCOUNTS AND PROPERTIES**

EXHIBIT

4

I. The Most Basic Possible Questions and Yusuf's Refusals to Answer

In his Opposition, Fathi Yusuf once again refuses to fully answer the sole Interrogatory regarding his own claim.

Interrogatory 30 of 50 - relates to Y-12: "Foreign Accts and Jordanian Properties."

This interrogatory relates to Claim Y-12: "Foreign Accts and Jordanian Properties." **Please identify all foreign accounts and Jordanian properties** that were funded or purchased with funds from the Plaza Extra supermarkets. **For each such foreign account** individually: include the name of the account, the account number, the name of the institution and its location, the date it was opened, how money generated by the Plaza Extra supermarkets got into the foreign account, the dates deposits and withdrawals were made from each account and the amounts, the date the last transaction on the account occurred, whether the account is active or closed. If open, provide the present balance and if closed, please identify the date the account closed and who closed it. **For the Jordanian property, for each property** individually please identify (in English) the date it was purchased, the name of the title holder, the property description, who presently owns the property, whether the purchase was in cash or was transferred from a bank, and how all funds generated or provided by Plaza Extra supermarkets were transferred for the purchase of the property (including amounts and dates of all such transactions). (Emphasis added.)

A. Foreign Bank Accounts

Yusuf completely disregarded and failed to respond to the portion of the interrogatory relating to foreign accounts in his Opposition. Hamed asked the following in his interrogatory. Yusuf failed in several different ways – each discussed below.

1. Failure to "identify all foreign accounts"

The only information Yusuf provided was a partial listing of foreign account numbers that Yusuf stated were in Mohammad Hamed's name or Waleed Hamed's name.¹ No

¹ See Exhibit K, Yusuf's October 30, 2017 Amended Claims and Proposed Distribution Plan, p. 16.

such accounts were listed for Fathi Yusuf, Hamdan Diamond², or any other Yusuf family member who had a foreign bank account containing Plaza Extra supermarket funds.

In order to successfully defend this claim, Hamed needs to know of all such accounts in order to discern whether there was an equal distribution of supermarket funds between the two partners.

2. **“For each such foreign account** individually: include the name of the account, the account number, the name of the institution and its location, the date it was opened, how money generated by the Plaza Extra supermarkets got into the foreign account, the dates deposits and withdrawals were made from each account and the amounts, the date the last transaction on the account occurred, whether the account is active or closed. If open, provide the present balance and if closed, please identify the date the account closed and who closed it.”

Again, Yusuf only provided the name of the bank and the account number for each foreign account listed in Yusuf's Exhibit K. Even for the Yusuf-owned accounts, Yusuf failed to answer:

- the name of the person/corporation/business on the account (including non-Hamed family members),
- where the accounts are located,
- the date the accounts were opened,
- the dates of deposits and withdrawals in each account,
- the date of the last transaction,
- the status of the account – opened or closed – and the particulars of the account today (if open, the present balance and if closed, the date it was closed and who closed it).

² January 4, 2005, Draft Summary Schedules, provided by the US Justice Department in relation to the criminal case, *US v United*, VI D. Ct. CR-2005-15, indicated that Partnership funds were diverted to Yusuf's Hamdan Diamond Corporation. **(Exhibit 1)**

These details are needed, for example, for Hamed to determine whether this claim even falls within the parameters of Judge Brady's July 21, 2017 Order re Limitations on Accounting ("Limitation Order").

B. Jordanian Property³

Yusuf recites a dizzying array of Exhibits, cross-references to other documents, supplementation of original documents and claims within his original claim that are no longer available due to the Limitation Order. Further, Yusuf notes "there are no additional documents of which Yusuf is aware that have not otherwise already been disclosed." Yusuf's Response to Hamed's Motion to Compel Relating to Claim Y-12 - Foreign Accounts and Properties, *Hamed v Yusuf*, SX-12-CV-370, December 30, 2018, p. 4.

Yusuf intentionally confuses document production with a response to an interrogatory. Yusuf totally failed to respond **to the question** regarding the deficiencies identified by Hamed in Yusuf's original response to the interrogatory and did not provide any supplementation in his December 19, 2018 submission. **There is no interrogatory answer regarding the properties.**

1. Two Parcels of Land in Jordan Titled in Mohammad Hamed's Name (Exhibit N to the Original Yusuf Claims)

There must be responses to the following:

- The **date** each piece of land was purchased⁴,

³ Yusuf argues in his reply "Hamed knows exactly the Jordanian Property at issue because Hamed has made claims to the same property in the companion case, *Hamed v. Yusuf*, SX-12-CV-377." Hamed has no idea whether the Jordanian property in his suit is the same or relates to the claim Yusuf is making. Hamed is simply trying to get some clarity around Yusuf's claim so he can adequately respond.

⁴ In the context of Judge Brady's cutoff order, this is critical.

- Whether the purchase was in cash or was transferred from a bank, and
- **How all funds generated or provided by Plaza Extra supermarkets were transferred⁵** for the purchase of the property (including amounts and dates of all such transactions).

These details are needed to determine whether the parcels were purchased with Partnership funds, whether the transactions occurred within the time frame of the Limitation Order and whether there is a banking trail Hamed can follow. It is unclear to Hamed why Yusuf refuses to provide this information, as he will need it to prove his claim.

2. Expenses for Conveying Hamed's Interest in One Piece of Land, No. (310), basin 6, Huwaijer, Tabarbour Village to Fathi Yusuf (Supplementation of Yusuf's Accounting Claims and Proposed Distribution Plan, December 7, 2016, p. 2)

Yusuf sought re-payment for "one-half of the expenses incurred by Yusuf in conveying Hamed's interest in the Jordanian parcel identified in Exhibits O and S. . ." Mr. Yusuf declared the total amount for expenses was \$50,521.29. Supplementation of Yusuf's Accounting Claims and Proposed Distribution Plan, December 7, 2016, p. 2. Yusuf has provided no facts substantiating his claim that Mr. Hamed agreed to pay one-half of the expenses incurred by Yusuf in conveying his interest in the parcels. Yusuf must provide responses⁶ to the following:

- the facts and circumstances surrounding this claim, including, but not limited to, Yusuf's belief that Mr. Hamed should pay for the expenses for conveying this land and

⁵ Hamed has asked this question many times in many different forms – by Yusuf steadfastly refuses to answer. Again, this is critical to a foreign property claim.

⁶ Responses must be in writing and SIGNED by Fathi Yusuf.

- confirmation in writing that Exhibits O, R, S and T are the only documents related to this portion of the claim. While it appears that Yusuf's counsel is now claiming that those are the only documents in the Opposition, the proper form requires a written response to the interrogatory and a signed verification by her client.

3. Batch Plant

Again, Yusuf did not respond to the deficiencies identified regarding the batch plant. Yusuf alleged that "[b]ecause Hamed converted \$150,000 previously delivered as a charitable donation for a batch plant in West Bank, his interest in the Partnership should be charged for the transfer of \$150,000 to the Bank of Palestine to make good on the original donation." Yusuf's October 30, 2017 Amended Claims and Proposed Distribution Plan, p. 16.

Hamed is requesting the following information:

- a detailed explanation as to why Mr. Yusuf believes that Hamed converted \$150,000 that was supposed to be delivered as a charitable donation to a batch plant in the West Bank,
- the dates when the funds were allegedly converted,
- the date or dates that Mr. Yusuf contributed \$150,000 to the batch plant and
- an explanation of whether the funds Mr. Yusuf contributed were Partnership moneys or his own personal funds,
- only one document, Exhibit L to Yusuf's September 30, 2016 Accounting Claims and Proposed Distribution Plan, has been produced relating to this allegation. Please confirm there are no other documents relating to the batch plant.

II. Conclusion

Fathi Yusuf's deposition is scheduled for January 21, 2019 in this matter and the Special Master has ordered that dispositive motions be filed by February 20, 2019. It is impossible for Hamed to proceed without getting the above answers, at a minimum, from Fathi Yusuf.

Dated: January 2, 2019



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Fax: (340) 773-867

CERTIFICATE OF SERVICE

I hereby certify that on this 2nd^t day of January, 2019, I served a copy of the foregoing by email (via CaseAnywhere), as agreed by the parties, on: **Hon. Edgar Ross**
Special Master
% edgarrossjudge@hotmail.com

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Handwritten signature of Carl J. Haddad, underlined.

CERTIFICATE OF COMPLIANCE WITH RULE 6-1(e)

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



Handwritten signature of Carl J. Haddad, underlined.

JAN 04 2005

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

UNITED STATES OF AMERICA, and
GOVERNMENT OF THE VIRGIN ISLANDS,
Plaintiff,

FATHI YUSUF MOHAMAD YUSUF,
aka Fathi Yusuf,
WALEED MOHAMMAD HAMED,
aka Wally Hamed,
WAHEED MOHAMMED HAMED,
aka Willie Hamed,
MAHER FATHI YUSUF,
aka Mike Yusuf,
ISAM MOHAMAD YOUSUF,
aka Sam Yousuf,
NEJEH FATHI YUSUF, and
UNITED CORPORATION
dba Plaza Extra,
Defendants.

CRIMINAL NO. 2003-147

DRAFT SUMMARY SCHEDULES

EXHIBIT

1

HAMD612386
HAMD664443

FY 009991

United States & The Government of the Virgin Islands v. Fathi Yusuf Mohammed Yusuf, et. al.
Draft Summary Schedules

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TAB L	Deposit Analysis, Cairo Amman Bank, Fathi Yusuf, Account 02503172349
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United States & The Government of the Virgin Islands v. Fathi Yusuf Mohammed Yusuf, et. al.
Draft Summary Schedules

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TAB Y	Corrected Taxable Income and Tax, Waheed Hamed, 1997-2000
TAB Z	Schedule of Cash Receipts for Waheed Hamed
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United States & The Government of the Virgin Islands v. Fathi Yusuf Mohammed Yusuf, et. al.
Draft Summary Schedules

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TAB BB

Deposit Analysis, Sixteen Plus Corporation, Bank
of Nova Scotia, Account 39411

TAB CC

Deposit Analysis, Plessen Enterprises, Inc., Bank of
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DRAFT

HAMD612551

DEPOSIT ANALYSIS

HAMDAN DIAMOND CORPORATION
 Banque Francaise Commerciale
 Acct. 40606388790



DEPOSIT DATE	GROSS DEPOSIT	CASH W/N	NET DEPOSIT	ITEM SOURCE	AMOUNT	CURRENCY	CHECKS	TRANSFER	OTHER NON-INCOME	INTEREST	UNIDENTIFIED
6/26/96	10,000.00		10,000.00	Currency	10,000.00	10,000.00					
7/22/96	50,000.00		50,000.00	Currency	50,000.00	50,000.00					
7/23/96	50,000.00		50,000.00	Currency	50,000.00	50,000.00					
7/24/96	50,000.00		50,000.00	Currency	50,000.00	50,000.00					
7/26/96	50,000.00		50,000.00	Currency	50,000.00	50,000.00					
7/30/96	200,000.00		200,000.00	Currency	200,000.00	200,000.00					
7/31/96	200,000.00		200,000.00	Currency	200,000.00	200,000.00					
8/1/96	250,000.00		250,000.00	Currency	250,000.00	250,000.00					
8/2/96	200,000.00		200,000.00	Currency	200,000.00	200,000.00					
8/5/96	200,000.00		200,000.00	Currency	200,000.00	200,000.00					
8/6/96	200,000.00		200,000.00	Currency	200,000.00	200,000.00					
8/7/96	200,000.00		200,000.00	Currency	200,000.00	200,000.00					
8/8/96	200,000.00		200,000.00	Currency	200,000.00	200,000.00					
8/9/96	200,000.00		200,000.00	Currency	200,000.00	200,000.00					
8/14/96	100,000.00		100,000.00	Currency	100,000.00	100,000.00					
8/19/96	100,000.00		100,000.00	Currency	100,000.00	100,000.00					
8/21/96	100,000.00		100,000.00	Currency	100,000.00	100,000.00					
10/11/96	40,000.00		40,000.00	Currency	40,000.00	40,000.00					
	<u>2,400,000.00</u>		<u>2,400,000.00</u>		<u>2,400,000.00</u>	<u>2,400,000.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>

DRAFT

3/20/98	60,000.00		60,000.00	Currency	60,000.00	60,000.00					
4/23/98	21,000.00		21,000.00	Currency	21,000.00	21,000.00					
4/27/98	100,000.00		100,000.00	Currency	100,000.00	100,000.00					
4/29/98	100,000.00		100,000.00	Currency	100,000.00	100,000.00					
5/4/98	80,000.00		80,000.00	Currency	80,000.00	80,000.00					
5/6/98	100,000.00		100,000.00	Currency	100,000.00	100,000.00					
5/7/98	100,000.00		100,000.00	Currency	100,000.00	100,000.00					
5/11/98	60,000.00		60,000.00	Currency	60,000.00	60,000.00					
11/18/98	200,000.00		200,000.00	Banque Francaise Commerciale	200,000.00				200,000.00		
11/18/98	2,344.11		2,344.11	Banque Francaise Commerciale	2,344.11					2,344.11	
	<u>823,344.11</u>		<u>823,344.11</u>		<u>823,344.11</u>	<u>621,000.00</u>	<u>0.00</u>	<u>0.00</u>	<u>200,000.00</u>	<u>2,344.11</u>	<u>0.00</u>

1/11/00	50,000.00		50,000.00	Currency	50,000.00	50,000.00					
1/11/00	70,000.00		70,000.00	Currency	70,000.00	70,000.00					
1/13/00	80,000.00		80,000.00	Currency	80,000.00	80,000.00					
1/14/00	75,000.00		75,000.00	Currency	75,000.00	75,000.00					
1/17/00	90,000.00		90,000.00	Currency	90,000.00	90,000.00					
1/18/00	65,000.00		65,000.00	Currency	65,000.00	65,000.00					
1/20/00	45,000.00		45,000.00	Currency	45,000.00	45,000.00					
4/11/00	723,000.00		723,000.00	Banque Francaise Commerciale	723,000.00				723,000.00		
4/11/00	9,745.00		9,745.00	Banque Francaise Commerciale	9,745.00					9,745.00	
7/11/00	732,745.00		732,745.00	Banque Francaise Commerciale	732,745.00				732,745.00		

FY 010156

HAMD664447

HAMDAN DIAMOND CORPORATION
 Banque Francaise Commerciale
 Acct. 40606388790

DEPOSIT DATE	GROSS DEPOSIT	CASH W/H	NET DEPOSIT	ITEM SOURCE	AMOUNT	CURRENCY	CHECKS	TRANSFER	OTHER NON-INCOME	INTEREST	UNIDENTIFIED
7/11/00	10,340.00		10,340.00	Banque Francaise Commerciale	10,340.00					10,340.00	
8/24/00	743,085.00		743,085.00	Banque Francaise Commerciale	743,085.00				743,085.00		
8/24/00	5,473.00		5,473.00	Banque Francaise Commerciale	5,473.00					5,473.00	
	<u>2,699,388.00</u>		<u>2,699,388.00</u>		<u>2,699,388.00</u>	<u>475,000.00</u>	<u>0.00</u>	<u>0.00</u>	<u>2,198,830.00</u>	<u>25,558.00</u>	<u>0.00</u>

DRAFT

FY 010157

HAMD612552

HAMD664448

Exhibit 5

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.

EXHIBIT

5

**HAMED'S FIFTH INTERROGATORIES PER THE CLAIMS DISCOVERY PLAN
OF 1/29/2018, NOS. 29-32 OF 50 AS TO**

HAMD656917

~~Y-2: RENTS FOR BAYS 5 & 8,
Y-12: FOREIGN ACCTS AND JORDANIAN PROPERTIES
H-157: UNCLEAR GENERAL LEDGER ENTRY REGARDING "FATHI YUSUF
REFUND OF OVERPAYMENT"
H-35: KAC357, INC.'S AMERICAN EXPRESS PAYMENTS DEPOSITED TO
PARTNERSHIP ACCOUNT~~

Pursuant to the stipulated Joint Discovery Plan, as ordered by the Special Master on January 29, 2018, Hamed propounds the following Fifth Claims interrogatories relating to the claims listed below.

~~Interrogatory 29 of 50:~~

~~Interrogatory 29 of 50, relates to Claim Y-2: "Rents for Bays 5 & 8."~~

~~Please describe all facts related to this claim with reference to dates, documents, witnesses and what facts, conversations, writings, communications or other information or documents that leads United to believe and assert that it had an agreement with Hamed to pay rent for Bays 5 and 8. Include in your description the dates of the conversations, writings, communication or other documents, the place where these discussions or meetings took place and identify the participants to the discussions or meetings. Include in your response, but do not limit it to what facts, conversations, writings, communications or other information or documents that leads Yusuf to believe and assert that any consent for such an arrangement survived the bringing of a suit in September of 2012.~~

~~Response:~~



Interrogatory 30 of 50:

Interrogatory 30 of 50, relates to Y-12: "Foreign Accts and Jordanian Properties."

This interrogatory relates to Claim Y-12: "Foreign Accts and Jordanian Properties." Please identify all foreign accounts and Jordanian properties that were funded or purchased with funds from the Plaza Extra supermarkets. For each such foreign account individually: include the name of the account, the account number, the name of the institution and its location, the date it was opened, how money generated by the Plaza Extra supermarkets got into the foreign account, the dates deposits and withdrawals were made from each account and the amounts, the date the last transaction on the account occurred, whether the account is active or closed. If open, provide the present balance and if closed, please identify the date the account closed and who closed it. For the Jordanian property, for each property individually please identify (in English) the date it was purchased, the name of the title holder, the property description, who presently owns the property, whether the purchase was in cash or was transferred from a bank, and how all funds generated or provided by the Plaza Extra supermarkets were transferred for the purchase of the property (including amounts and dates of all such transactions). **Response:**

Dated: February 25, 2018



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CERTIFICATE OF SERVICE

I hereby certify that on this 25th day of February, 2018, I served a copy of the foregoing by email, as agreed by the parties, on:

Hon. Edgar Ross
Special Master
% edgarrossjudge@hotmail.com

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CERTIFICATE OF COMPLIANCE WITH RULE 6-1(e)

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



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: _____, _____, 2018

_____ Attesting Individual

TERRITORY OF THE UNITED STATES VIRGIN ISLANDS

DISTRICT OF _____) ss.

On this, the _____ day of _____, 2018, before me, the undersigned officer, personally appeared the signor known to me (or satisfactorily proven to be) the person whose name is subscribed to the within document and acknowledged that he/she executed the same for the purpose therein contained.

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

_____ Notary Public

Exhibit 6

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

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

Plaintiff/Counterclaim Defendant,)

v.)

FATHI YUSUF and UNITED CORPORATION,)

Defendants/Counterclaimants,)

v.)

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

Additional Counterclaim Defendants.)

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

Plaintiff,)

v.)

UNITED CORPORATION,)

Defendant.)

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

Plaintiff,)

v.)

FATHI YUSUF,)

Defendant.)

FATHI YUSUF and)
UNITED CORPORATION,)

Plaintiffs,)

v.)

THE ESTATE OF MOHAMMAD HAMED,)
Waleed Hamed as Executor of the Estate of)
Mohammad Hamed, and)
THE MOHAMMAD A. HAMED LIVING TRUST,)

Defendants.)

CIVIL NO. SX-12-CV-370

ACTION FOR INJUNCTIVE
RELIEF, DECLARATORY
JUDGMENT, AND
PARTNERSHIP DISSOLUTION,
WIND UP, AND ACCOUNTING

Consolidated With

CIVIL NO. SX-14-CV-287

ACTION FOR DAMAGES AND
DECLARATORY JUDGMENT

CIVIL NO. SX-14-CV-278

ACTION FOR DEBT AND
CONVERSION

CIVIL NO. ST-17-CV-384

ACTION TO SET ASIDE
FRAUDULENT TRANSFERS

EXHIBIT
6

DUDLEY, TOPPER
AND FEUERZEIG, LLP

1000 Frederiksberg Gade

P.O. Box 756

St. Thomas, U.S. V.I. 00804-0756

(340) 774-4422

**RESPONSES TO HAMED'S FIFTH INTERROGATORIES PER THE CLAIM
DISCOVERY PLAN OF 1/29/2018 NOS. 29-32 OF 50**

Defendant/Counterclaimants Fathi Yusuf ("Yusuf") and United Corporation ("United")(collectively, the "Defendants") through their attorneys, Dudley, Topper and Feuerzeig, LLP, hereby provide their Responses to Hamed's Fifth Set of Interrogatories per the Claims Discovery Plan of 1/29/2018, Nos. 29-32 of 50 as to ~~Y-2: Rents for Bays 5 & 8; Y-12: Foreign Accts and Jordanian Properties; H-157: Unclear General Ledger Entry Regarding "Fathi Yusuf Refund of Overpayment;" H-35: KAC357, Inc.'s American Express Payments Deposited to Partnership Account.~~

GENERAL OBJECTIONS

Defendants make the following general objections to the Interrogatories. These general objections apply to all or many of the Interrogatories, thus, for convenience, they are set forth herein and are not necessarily repeated after each objectionable Request to Admit. The assertion of the same, similar, or additional objections in the individual responses to the Interrogatories, or the failure to assert any additional objections to a discovery request does not waive any of Defendants' objections as set forth below:

(1) Defendants object to these Interrogatories to the extent they may impose obligations different from or in addition to those required under the Virgin Islands Rules of Civil Procedure.

(2) Defendants object to these Interrogatories to the extent that they use the words "any" and "all" as being overly broad, unduly burdensome, immaterial, irrelevant, and not reasonably calculated to lead to the discovery of admissible evidence.

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AND FEUERZEIG, LLP**

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HAMD660396



Interrogatory 30 of 50:

Interrogatory 30 of 50 relates to Y-12: "Foreign Accts and Jordanian Properties."

This interrogatory relates to Claim &-12: "Foreign Accts and Jordanian Properties." Please identify all foreign accounts and Jordanian properties that were funded or purchased with funds from the Plaza Extra supermarkets. For each such foreign account individually: include the name of the account, the account number, the name of the institution and its location, the date it was opened, how money generated by the Plaza Extra supermarkets got into the foreign account, the dates deposits and withdrawals were made from each account and the amounts, the date the last transaction on the account occurred, whether the account is active or closed. If open, provide the present balance and if closed, please identify the date the account closed and who closed it. For the Jordanian property, for each property individually please identify (in English) the date it was purchased, the name of the title holder, the property description, who presently owns the property, whether the purchase was in cash or was transferred from a bank, and how all funds generated or provided by Plaza Extra supermarkets were transferred for the purchase of the property (including amounts and dates of all such transactions).



Response:

Defendants object to this Interrogatory because it is compound such that the total number of interrogatories together with their sub parts and other discovery exceeds the maximum allowable number of interrogatories under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of interrogatory questions.

Without waiving any objection to this Interrogatory, Yusuf incorporates the information concerning the foreign accounts and Jordanian properties set forth in his September 30, 2016 Accounting Claims and Proposed Distribution Plan, his October 30, 2017 Amended Accounting Claims and his December 12, 2016 Amended Supplementation of Accounting Claims as responsive to this Interrogatory.

Interrogatory 31 of 50:

Interrogatory 31 of 50 relates to Claim H-157 (old Claim No. 402/418): Unclear general ledger entry regarding 'Fathi Yusuf refund of overpayment,' as described in Hamed's November 16, 2017 Motion for a Hearing Before Special Master, Exhibit 3 and the September 28, 2016 JVZ Engagement Report and Exhibits.

This interrogatory relates to Claim H-157. Please describe in detail what the general ledger entry "West, 7/14/15, JE14, GENJ, YUSUF REFUND OF OVERPMY, \$77,335.62," references, including why Yusuf was entitled to a refund of overpayment in the amount of \$77,335.62, what the \$77,335.62 covers, a description of all documents supporting this transaction and identification of any witnesses and what knowledge you believe they have.

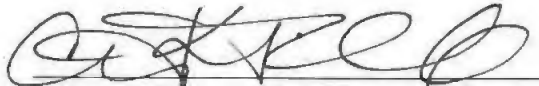
Response:

Defendants object to this Interrogatory because it is compound such that the total number of interrogatories together with their sub parts and other discovery exceeds the maximum allowable number of interrogatories under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of interrogatory questions.

Defendants further object on the grounds that the responsive information cannot be readily obtained by making reasonable inquiries as these inquiries require the skilled and detailed attention and focus of John Gaffney, former Partnership accountant, to revisit his accounting and work papers. Yusuf is no longer being paid to function as the Liquidating Partner to answer

DUDLEY, TOPPER AND FEUERZEIG, LLP

DATED: May 15th, 2018

By: 

CHARLOTTE K. PERRELL

(V.I. Bar #1281)

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*Attorneys for Fathi Yusuf and United
Corporation*

CERTIFICATE OF SERVICE

It is hereby certified that on this 15th day of May, 2018, I caused the foregoing a true and exact copy of the foregoing **RESPONSE TO HAMED'S FIFTH INTERROGATORIES PER THE CLAIMS DISCOVERY PLAN OF 1/29/2018, NOS. 29-32** to be served upon the following via Case Anywhere docketing system:

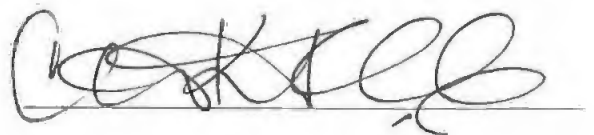
Joel H. Holt, Esq.
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R:\DOCS\6254\1\DRFTPLDG\17S5920.DOCX

HAMD660405

Exhibit 7

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

WALEED HAMED, as Executor of the)	
Estate of MOHAMMAD HAMED,)	
)	
Plaintiff/Counterclaim Defendant,	)	CIVIL NO. SX-12-CV-370
v.)	
)	
FATHI YUSUF and UNITED CORPORATION,	)	ACTION FOR INJUNCTIVE
	)	RELIEF, DECLARATORY
	)	JUDGMENT, AND
Defendants/Counterclaimants,	)	PARTNERSHIP DISSOLUTION,
v.	)	WIND UP, AND ACCOUNTING
)	
WALEED HAMED, WAHEED HAMED,)	
MUFEED HAMED, HISHAM HAMED, and)	
PLESSEN ENTERPRISES, INC.,)	
<u>Additional Counterclaim Defendants.</u>	)	Consolidated With
WALEED HAMED, as Executor of the)	
Estate of MOHAMMAD HAMED,)	
	)	CIVIL NO. SX-14-CV-287
)	
Plaintiff,)	
v.	)	ACTION FOR DAMAGES AND
	)	DECLARATORY JUDGMENT
UNITED CORPORATION,)	
)	
<u>Defendant.</u>)	
WALEED HAMED, as Executor of the)	
Estate of MOHAMMAD HAMED,	)	CIVIL NO. SX-14-CV-278
)	
Plaintiff,	)	ACTION FOR DEBT AND
v.	)	CONVERSION
)	
FATHI YUSUF,)	
<u>Defendant.</u>)	
FATHI YUSUF and)	
UNITED CORPORATION,)	
	)	CIVIL NO. ST-17-CV-384
)	
Plaintiffs,)	
v.	)	ACTION TO SET ASIDE
	)	FRAUDULENT TRANSFERS
)	
THE ESTATE OF MOHAMMAD HAMED,)	
Waleed Hamed as Executor of the Estate of)	
Mohammad Hamed, and)	
THE MOHAMMAD A. HAMED LIVING TRUST,)	
)	
Defendants.)	
<u></u>)	

EXHIBIT
7

3. Interrogatory No. 30 – Relating to Y-12 Jordanian Property and Accounts

Yusuf supplements his responses to Interrogatory No. 30:

Over the course of time, Mr. Yusuf, on behalf of the partnership, purchased five different properties in Jordan (the “Initial Five Properties”) and put in joint names of Hamed and Yusuf. Two of these properties are still owned by them jointly, two others were sold with the proceeds reinvested in a larger number (approximately 40 residential properties) and one Hamed transferred his interests to Mr. Yusuf pursuant to an agreement which also required the transfer of property in St. Thomas.

A. Original Five Properties in Joint Name of Yusuf and Hamed

Property 1: One of the Initial Five Properties was purchased for approximately 3 million Jordanian pounds around 1999 (“Property 1”). It was titled jointly in both Yusuf and Hamed’s name. The parties still own it. It is now worth approximately at least 30 million. There is no dispute relating to this property and it is not the subject of Yusuf’s Claim Y-12.

Property 2: Another of the Initial Five Properties was purchased for approximately 240,000.00 Jordanian pounds (“Property 2”). It was also titled in jointly in both names. Property 2 was later sold for 1 million Jordanian pounds. The proceeds from the sale of Property 2 and another of the Initial Five Properties were used to purchase additional properties more fully described below. Property 2 is not in dispute and is no longer owned by the partners.

Property 3: Another of the Initial Five Properties was purchased for 858,000.00 Jordanian pounds (“Property 3”). It was also titled jointly in both names. Subsequently after Mr. Yusuf determined that the Hamed’s had removed funds without disclosing their receipt, Mr. Yusuf and Mr. Hamed entered into an agreement where Mr. Hamed agreed to provide his half of this property to Mr. Yusuf dated July 18, 2011, Exhibits O and S are the documents that reflects that transfer and agreement.

Property 4: Another of the Initial Five Properties was purchased for 520,000.00 Jordanian pounds. As with all of the Initial Five Properties, it was put in both names. Property 4 is located near an airport. At some point, a portion of Property 4 was needed for the roadway near the airport and the appropriate governmental entity procured the property under an eminent domain basis and ultimately paid 2 million Jordanian pounds. The remainder of the property was sold for 3.3 million Jordanian pounds. The proceeds from these transfers of Property 4 in combination with the proceeds from the transfer of

Property 2 were combined and used to purchase a larger number of residential properties more fully described below.

Property 5: Another one of the Initial Five Properties was purchased in the early 1990's for approximately 1 million Jordanian pounds. It too was in the joint names. The parties still own this particular property. Property 5 remains jointly owned and is not the subject of Yusuf's Claim Y-12.

B. Sale of Properties 2 and 4 and Reinvestment into 40+ Residential Properties

With the sale of Properties 2 and 4 for a total of approximately 6.3 million Jordanian pounds, the parties purchased approximately 40 pieces of residential real estate ("40+Properties"). They 40+ Properties are not contiguous properties but are located in the Ahman area and all of the purchases were done during a single trip Mr. Yusuf took to Jordan. Although jointly owned, the 40+ Properties were put in Mohammad Hamed's name solely. However, the parties understood and agreed that Mr. Yusuf had a one-half interest in these properties. This timeframe would have been around 2008.

Sometime in 2011, Mr. Yusuf requested that the 40+ Properties now be titled to reflect his one-half interest. During a trip to Jordan, Hamed and Yusuf coordinated to transfer most but not all of these 40+ Properties to reflect their joint ownership. As described in Yusuf's accounting claim "[A]ll but two of these properties were jointly titled in the names of Hamed and Yusuf." Yusuf is not looking to liquidate these properties but rather "respectfully requests an Order requiring the Executor/Administrator of Hamed's estate to take such action as may be necessary to properly reflect Yusuf's joint ownership of these [two remaining] parcels and to recover the \$434,921.37" in costs incurred relating to these 40+ Properties. The costs are set forth in Exhibit R to Yusuf's Original Claims Accounting.

C. Transfer of Property from Hamed to Yusuf Per Agreement

After Yusuf's discovery of the misappropriation of \$2,000,000 sent to Hamed from St. Maarten in or around 1997, Mr. Yusuf agreed, in order to resolve that issue only, that Hamed would convey to him two properties. One of the properties was Property 3 described above and Hamed's conveyance of his interest in a one half acre parcel and its adjacent 9.31 acres in Tutu, St. Thomas.

The document reflecting Hamed's transfer of his interest in Property 3 to Yusuf is Exhibit O and Exhibit S which is the English translation. Property 3 is Land Lot No. 310. On Bates page FY000272-9 of Exhibit O, the words "Lot 310" is located in the middle of a residential community of approximately one million in population. It is a very large plot in the middle of all the smaller plots. Hamed's allegations in the 377 case at Paragraphs 43, 44, 143, 145, 153, 154 and 155 all relate to Property 3 and Hamed's transfer of it

to Yusuf. The Hamed's value that piece of property – Property 3 at \$10,000,000.00. However, Mr. Yusuf estimates it is closer to only \$8,000,000.00. Therefore, the claims in the 377 case do, in fact, relate to the same piece of property (“Property 3”) and any alleged claims that Hamed has relating to Property 3 is properly adjudicated in this proceeding.

Yusuf is seeking exactly what he set forth in his claims accounting that “[A]lthough Yusuf is not pursuing his claims regarding the misappropriated 2,000,000, Hamed's sons are still seeking to somehow rescind Hamed's conveyance of his interest in” Property 3 in the 377 case. Yusuf is seeking an order, which binds Hamed's estate by the agreement signed by Hamed at Exhibits O and S. In that agreement entitled “Written Declaration and Undertaking,” Hamed confirms that he has the requisite mental faculties to convey his interests in Property 3 to Yusuf, that he intends to give him all of his financial and other interests in the property. Hamed also states that:

...I recommend my folks and legal heirs after me not to oppose Mr. Fathi [Yusuf] in the said land due to his right in it and I have signed this declaration in three originals while enjoying my full mental power that are legitimately and legally considered and drop my right to claim the falsehood of the declaration and/or the circumstances surrounding the execution of this declaration and/or any rebut arising from or relating to this declaration and/or its applications.

This was signed by Mohammed Hamed on July 18, 2011.

Ultimately, Yusuf had agreed to resolve the misappropriation by the conveyance of Property 3 and Hamed's conveyance of his interest in a one half acre parcel and its adjacent 9.31 acres in Tutu, St. Thomas. The 9.31 acres are currently titled in Plessen but should be conveyed to Mr. Yusuf. Likewise, any claims that Hamed would have to the ½ acre entrance parcel should be extinguished.

DUDLEY, TOPPER AND FEUERZEIG, LLP

DATED: January 15, 2019

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*Attorneys for Fathi Yusuf and United
Corporation*

CERTIFICATE OF SERVICE

It is hereby certified that on this 15th day of January, 2019, I caused the foregoing a true and exact copy of the foregoing **SUPPLEMENTAL RESPONSES TO HAMED'S DISCOVERY** to be served upon the following via Case Anywhere docketing system:

Joel H. Holt, Esq.
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s/Charlotte K. Perrell

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EXHIBIT 1

FY 015045 – 015134

Exhibit 8

Exhibit K

Foreign Accounts I/N/O Mohammad Hamed and/or Waleed Hamed

- a. Arab Bank, Account No. 9020-415410-700 (JOD)
- b. Arab Bank, Account No. 9020-415410-500 (JOD)
- c. Arab Bank, Account No. 9020-415410-510 (USD)
- d. Arab Bank, Account No. 9020-415410-570 (ILS)
- e. Arab Bank, Nablus Branch, Account No. 9020-415410-710 (USD)
- f. Cairo Amman Bank, Account No. 001 0001629 01 2123 833 (JOD)
- g. Cairo Amman Bank, Account No. 001 0001629 03 2123 833 (USD)
- h. Cairo Amman Bank, Account No. 02501171878 00 (USD)
- i. Banque Francaise Commerciale, Account No. 40-60-63878-90
- j. Banque Francaise Commerciale, Account No. 40-60-63878-91

EXHIBIT

8

Exhibit 9

**SUPPLEMENTAL RESPONSES
TO HAMED'S DISCOVERY**

Defendant/Counterclaimants Fathi Yusuf ("Yusuf") and United Corporation ("United")(collectively, the "Defendants") through their attorneys, Dudley, Topper and Feuerzeig, LLP, hereby provide their Supplemental Responses to Hamed's as follows:

1. Interrogatory No. 30 – Relating to Y-12 Jordanian Property and Accounts

Yusuf further supplements his responses to Interrogatory No. 30: As to the foreign accounts, Yusuf is making a claim as to the funds in the following foreign accounts, which were in existence after the cut-off deadline in the Limitation Order:

1. Account Arab Bank 9020-415410-710
UC002961-Mohammad – UC003033 – Mohammad.

Hamed testified that the sole source of his income has been from his interest in the Partnership. This account in his name. It appears that over \$3,775,763.29 has gone through the account over a period of years with regular deposits in and corresponding withdrawals of similar amounts out, indicating the partners used it for partnership purposes. This account appears to be open and is subject to equitable division between the partners. Yusuf makes a claim in the amount of, at least, \$35,773.97, which existed in the account as of 5/30/2010 and to any amount that has been deposited into that account between September 17, 2006 to the present time.

2. Account Cairo Aman Bank – 02501171878 00
FY- 002143.

Waleed Hamed has advised that this account was used by the partnership and thus, constitutes joint funds. This account appears to be open and is subject to equitable division between the partners. Yusuf makes a claim in the amount of, at least, \$89,838.45, which existed in the account as of 12/31/2010 and to any amount that has been deposited in that account between September 17, 2006 and the present time.

3. Account Arab Bank 9020-415410-570
UC 002900-Mohammad – UC002947-Mohammad.

Hamed testified that the sole source of his income has been from his interest in the Partnership. Waleed Hamed has advised that this account was an account for Mohammed Hamed. It appears that over \$939,442.00 has gone through the account over a period of years with significant single deposits being made indicating the partners used it for partnership purposes. This account appears to be open and is subject to equitable division between the partners although the amount as of 7/25/10 was *de minimus*. Yusuf makes a claim in the amount of, at least \$108.07 and any amount that has been deposited into that account between September 17, 2006 and the present time.

4. Account Arab Bank 9020-415410-510
FY 00316-3089.

Hamed testified that the sole source of his income has been from his interest in the Partnership. Waleed Hamed has advised that this account was an account for Mohammed Hamed. It appears that over \$4,149,947.19 has gone through the account over a period of years with significant deposits and corresponding withdraws of similar amounts indicating the partners used it for partnership purposes. This account appears to be open and is subject to equitable division between the partners. As of 11/25/2009, there appears to be no funds in the account but it remains open. Yusuf makes a claim as to any amount that has been deposited to that account between September 17, 2006 and the present time.

All of these Bates documents have been previously produced. Yusuf has sought discovery from Hamed relating to these accounts at Interrogatories 31-34 and will supplement his response should the depositions of the Hameds reveal additional information in support of Yusuf's claims.

DUDLEY, TOPPER AND FEUERZEIG, LLP

DATED: January 17, 2019

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*Attorneys for Fathi Yusuf and United
Corporation*

CERTIFICATE OF SERVICE

It is hereby certified that on this 17th day of January, 2019, I caused the foregoing a true and exact copy of the foregoing **SUPPLEMENTAL RESPONSES TO HAMED'S DISCOVERY** to be served upon the following via Case Anywhere docketing system:

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s/Charlotte K. Perrell

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

WALEED HAMED, as Executor of the)	
Estate of MOHAMMAD HAMED,)	
)	
Plaintiff/Counterclaim Defendant,	)	CIVIL NO. SX-12-CV-370
v.)	
	)	ACTION FOR INJUNCTIVE
FATHI YUSUF and UNITED CORPORATION,	)	RELIEF, DECLARATORY
	)	JUDGMENT, AND
Defendants/Counterclaimants,	)	PARTNERSHIP DISSOLUTION,
v.	)	WIND UP, AND ACCOUNTING
)	
WALEED HAMED, WAHEED HAMED,)	
MUFEED HAMED, HISHAM HAMED, and)	
PLESSEN ENTERPRISES, INC.,)	
<u>Additional Counterclaim Defendants.</u>	)	Consolidated With
WALEED HAMED, as Executor of the)	
Estate of MOHAMMAD HAMED,)	
	)	CIVIL NO. SX-14-CV-287
Plaintiff,)	
v.	)	ACTION FOR DAMAGES AND
	)	DECLARATORY JUDGMENT
UNITED CORPORATION,)	
)	
<u>Defendant.</u>)	
WALEED HAMED, as Executor of the)	
Estate of MOHAMMAD HAMED,	)	CIVIL NO. SX-14-CV-278
)	
Plaintiff,	)	ACTION FOR DEBT AND
v.	)	CONVERSION
)	
FATHI YUSUF,)	
)	
<u>Defendant.</u>)	
FATHI YUSUF and)	
UNITED CORPORATION,)	
	)	CIVIL NO. ST-17-CV-384
Plaintiffs,)	
v.	)	ACTION TO SET ASIDE
	)	FRAUDULENT TRANSFERS
)	
THE ESTATE OF MOHAMMAD HAMED,)	
Waleed Hamed as Executor of the Estate of)	
Mohammad Hamed, and)	
THE MOHAMMAD A. HAMED LIVING TRUST,)	
)	
Defendants.)	
)	

**CORRECTED SUPPLEMENTAL RESPONSES
TO HAMED'S DISCOVERY**

Defendant/Counterclaimants Fathi Yusuf ("Yusuf") and United Corporation ("United")(collectively, the "Defendants") through their attorneys, Dudley, Topper and Feuerzeig, LLP, hereby provide their Supplemental Responses to Hamed's as follows:

1. Interrogatory No. 30 – Relating to Y-12 Jordanian Property and Accounts

Yusuf makes a single typographical correction to the bates designation as set forth below and provides the accompanying documents. No other changes are made to the Supplemental Response.

1. Account Arab Bank 9020-415410-510
FY 003016-3089.

Hamed testified that the sole source of his income has been from his interest in the Partnership. Waleed Hamed has advised that this account was an account for Mohammed Hamed. It appears that over \$4,149,947.19 has gone through the account over a period of years with significant deposits and corresponding withdraws of similar amounts indicating the partners used it for partnership purposes. This account appears to be open and is subject to equitable division between the partners. As of 11/25/2009, there appears to be no funds in the account but it remains open. Yusuf makes a claim as to any amount that has been deposited to that account between September 17, 2006 and the present time.

All of these Bates documents have been previously produced. Yusuf has sought discovery from Hamed relating to these accounts at Interrogatories 31-34 and will supplement his response should the depositions of the Hameds reveal additional information in support of Yusuf's claims.

DUDLEY, TOPPER AND FEUERZEIG, LLP

DATED: January 18, 2019

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*Attorneys for Fathi Yusuf and United
Corporation*

CERTIFICATE OF SERVICE

It is hereby certified that on this 18th day of January, 2019, I caused the foregoing a true and exact copy of the foregoing **CORRECTED SUPPLEMENTAL RESPONSES TO HAMED'S DISCOVERY** to be served upon the following via Case Anywhere docketing system:

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s/Charlotte K. Perrell

EXHIBIT 1

FY 015045 – 015134

Exhibit 10

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January 18, 2019

Charlotte Perrell, Esq.
DTF
Law House
St. Thomas, VI 00820

Via Email Only

RE: Demand for Rule 37 Conference re Claims Discovery Responses re Order Non-Compliance

Dear Attorney Perrell:

As you are aware, Special Master Ross issued three orders requiring your client to provide interrogatory answers and documents.

Although we have informally discussed the responses, this is a formal demand for a Rule 37 conference prior to the taking of your clients' deposition on January 21-22, 2018.

I want to make it clear that the only reason this is being written on the Friday before a Monday deposition is that I have been pursuing "further responses" from your client on these up to 5:00 last evening when you filed the last of the unsatisfactory "amendments".

1. Jordanian Properties and Accounts

A. Accounts

The interrogatory required that you identify ALL such Accounts – not merely the four that you are now "proceeding on". (I assume based on the response that this means you have abandoned all of the rest of the accounts in the original claim.)

EXHIBIT
10

HAMD664602

To satisfy the interrogatory, Hamed WILL NOT require that you provide the requested information for the other Hamed accounts that you will not be pursuing – however the interrogatory explicitly demanded all such accounts, which would include YUSUF ACCOUNTS. Thus, all of the information demanded in the interrogatory must be provided (a) for the four Hamed accounts you are continuing to pursue, and (b) for all of the Yusuf Accounts.

I simply cannot examine Yusuf about the comparative “taking” by the two parties if you do not identify and provide the information about his accounts – that Judge Ross required by the date of the deposition.

This is Hamed’s interrogatory, taken from page 5 of the Order:

Hamed’s Interrogatory 30, relates to Yusuf Claim No. Y-12: This interrogatory relates to Claim Y-12: "Foreign Accts and Jordanian Properties." Please identify **all foreign accounts** and Jordanian properties **that were funded or purchased with funds from the Plaza Extra supermarkets.**[1]¹

For **each** such foreign account individually: **include the name of the account, the account number, the name of the institution and its location, the date it was opened, how money generated by the Plaza Extra supermarkets got into the foreign account, the dates deposits and withdrawals were made from each account and the amounts, the date the last transaction on the account occurred, whether the account is active or closed.**

If open, provide the present balance and if closed, please identify the date the account closed and who closed it. For the Jordanian property, for each property **individually please identify** (in English) the date it was purchased, the name of the title holder, the property description, who presently owns the property, whether the purchase was in cash or was transferred from a bank, and how all funds generated or provided by Plaza Extra supermarkets were transferred for the purchase of the property (including amounts and dates of all such transactions). (Motion, p. 3) (Emphasis in original)

¹ Since the accounts that you have NOT supplied ANY information on are all your client’s, we should get extensive responses on this.

This must be supplied by the deposition. If not, this time, the motion will be for contempt and to strike these claims. Verified by your client. We will not allow an asymmetrical deposition of our clients on these issues without having this information in hand. It should include all documents for items your client owns directly or beneficially.

B. Property

Same as A. A full answer to the interrogatory – when purchased, for how much, who holds title and what the title has been. Present status, etc. As per the interrogatory.

~~H. Dorothea / Y&S Stock~~

We appreciate your client's story. But he has not answered the actual request in the interrogatory. Below is the interrogatory from the Order at page 9:

Hamed's Interrogatory 3, relates to Hamed Claim No. H-1: **Describe what was sold and to whom**, as well as each payment received for the sale of that stock -- with particularity. **For each such payment, this will include but not be limited to payor, receiving party, amount, where deposited, present location of funds and what amount, if any, of this was given to any member of the Hamed family.** [2]² Identify any documents which support or relate to your response, and any witnesses who would have knowledge and what knowledge you believe they have. (Motion, pp. 2-3) (Emphasis in original.)

Yusuf's Response: Yusuf supplements his earlier response and confirms that proceeds from the sale were paid and completed before 2006. Yusuf has no records of the payments. Interest was paid directly to a charity as part of the agreement to donate any interest. (Motion, p. 3)

² Even if Yusuf cannot recall the exact dates, he should give his best recollection as to the **approximate** time period, **the amount** obtained at that time, and the payor. We believe that whether he received payment in cash or in some other form, at least one large "amount" was done in 2011 and used by Yusuf. We don't need the where or how, but that "exchange" was definitely post-2010. See his deposition where he states that it occurred AFTER he was breaking up with the Hameds. We should hear this before noon on Monday, and he should come prepared to testify as to that.

~~III. Rent for Bays 5 and 8~~

I have now (two days ago) re-supplied you with the documents from United's rental manager for the Bays. It shows a monthly statement as to what the status of these bays was during the time period for which your client makes claims (July and also August of 2001.) These sheet should be in existence and should be obtainable from the property manager. More to the point, his interrogatory should describe what actual periods, months, those bays were in use, and which they were not.

Also, please note that the REAL monthly square footage costs are on the face of those documents – and amend your answer and claim accordingly, as Mr. Yusuf has doubled them for one bay....and will be examined on this as well.

Again, revised answers by noon of Monday – before I have to examine him.

Sincerely,



Carl J. Hartmann

Cc: Joel Holt, Esq., Greg Hodges, Esq., and Kim Japinga

Exhibit 11

From: [Carl Hartmann](#)
To: [Charlotte Perrell](#)
Cc: [Japinga, KIM](#)
Subject: Hamed v Yusuf: Templates for Y-12 Foreign Accounts and Foreign Properties -- 11/20/2020 conference call, 11 am VI time
Date: Thursday, November 19, 2020 7:08:14 PM
Attachments: [2019 01 08 Order Compel Resp to ROG 30 - Y-12 Foreign Accts-Props.pdf](#)
[2020 11 Listing of Foreign Accounts for Charlotte.xlsx](#)
[2020 11 Listing of Foreign Prop for Charlotte.xlsx](#)

Charlotte,

I've attached the Judge's order regarding our previous motion to compel re **ROG #30** pertaining to Yusuf claim Y-12. The Judge's order required supplementation within seven days of the January 8, 2019 order. Because we moved this claim out of the last round, this interrogatory was never fully supplemented.

Attached, you will find the two spreadsheet templates we discussed last Friday. One is for the foreign bank accounts and the other is for the foreign properties. Please add any foreign accounts and/or foreign properties that you believe are a part of this claim, but are not on the spreadsheet. Once all of the spreadsheet fields are completed, ROG 30 will be fully answered.

We also are going to file a motion to compel for RFPD #31. We had a meet and confer (11/12/2018) regarding this document request and at the time you stated your client would not be responding. We will be preparing the motion to compel for Fathi Yusuf's foreign accounts only at this time. When we get to the lifestyle claims, we will file a motion to compel for the rest of the Yusuf family's bank accounts. Below is the RFPD 31 and your response to the Rule 37 conference.

RFPDs 31 of 50:

SUBSTANTIALLY THE SAME AS YUSUF RFPD 6. Please produce copies of all documents including statements relating to any operating, savings, credit, investment, trust, escrow or other accounts in which United, Fathi, Mike, Nejeh and Yusuf Yusuf or any company which they have more than 49% control, have or had any interest in the Virgin Islands or elsewhere, including, but not limited to Jordan and West Bank, Palestine, from 1986 to date.

Hartmann November 28, 2018 letter summarizing the November 12, 2018 Rule 37 conference re RFPD #31:

Attorney Perrell agreed that no more information would be forthcoming for the RFPDs related to the Y-11 Lifestyle Analysis and therefore RFPDs 31 is ready for Hamed's Motion to Compel.

EXHIBIT 11

Name(s) on the Account	Bank	Account Number	How did money generated by the Plaza Extra supermarkets get into the foreign account	Date Opened	Date of Transaction	Amount of Deposit	Amount of Withdrawal	Fees	Balance	Account Open or Closed	Who Closed the Acct	List all transactions that occurred on or after September 17, 2006
Mohammad Hamed	Arab Bank, Nablus Branch	9020-415410-500										
Mohammad Hamed	Arab Bank, Nablus Branch	9020-415410-510										
Mohammad Hamed	Arab Bank, Nablus Branch	9020-415410-570										
Mohammad Hamed	Arab Bank, Nablus Branch	9020-415410-700										
Mohammad Hamed	Arab Bank, Nablus Branch	9020-415410-710										
Mohammad Hamed	Cairo Amman Bank	001 0001629 01 2123 833										
Mohammad Hamed	Cairo Amman Bank	001 0001629 03 2123 833										
Mohammad Hamed	Cairo Amman Bank	02501171878 00										
Mohammad Hamed	Banque Francaise Commerciale	40-60-63878-90										
Mohammad Hamed	Banque Francaise Commerciale	40-60-63878-91										
Fathi Yusuf	Cairo Amman Bank	01 500 172349 00										
Fathi Yusuf	Cairo Amman Bank	01 532 172349 00										
Fathi Yusuf	Cairo Amman Bank	02 033 172349 00										
Fathi Yusuf	Cairo Amman Bank	02 503 172349 00										
Fathi Yusuf	Cairo Amman Bank	02 528 172349 00										

Name(s) on the Account	Bank	Account Number	How did money generated by the Plaza Extra supermarkets get into the foreign account	Date Opened	Date of Transaction	Amount of Deposit	Amount of Withdrawal	Fees	Balance	Account Open or Closed	Who Closed the Acct	List all transactions that occurred on or after September 17, 2006
Fathi Yusuf	Cairo Amman Bank	02 533 172349 00										
Hamdan Diamond/Fathi Yusuf	Banque Francaise Commerciale	40-60-63877-90										

Name of Titleholder of the Property at Date of Purchase	Property Description	Date Property was Purchased	Current Owner of Property	Property Purchased with Cash or Bank Transfer of Funds?	Identify how all funds generated or provided by Plaza Extra supermarkets were transferred for the purchase of the property (including amounts and dates of all such transactions)	List all transactions that occurred on or after September 17, 2006
Mohammad Hamed and Fathi Yusuf	Property 3: Land No. (310), basin 6, Huwaijer, Tabarbour Village, of east Amman lands. Exhibits O & S					
	Property that was not put in Fathi Yusuf's name. Plot # 1179 - basin No. (2), basin name (Khirbet Al-Thheiba Al- Janoubieh) of the lands of the village of (Thheiba Al-Gharbieh) affiliated with the Directorate of Registration of Al-Mowaqqar Lands at the Governorate of Amman. Exhibit N					
	Property that was not put in Fathi Yusuf's name. Plot # 63-basin No. (13), basin name (Um Al- Toyour) of the lands of the village of (Hayyan Al-Mushret) affiliated with the Directorate of Registration of Al- Mafraq Lands at the Governorate of A1-Mafra. Exhibit N					
Not Property, but listed under this claim:						
	Batch Plant - \$150,000					

Name of Titleholder of the Property at Date of Purchase	Property Description	Date Property was Purchased	Current Owner of Property	Property Purchased with Cash or Bank Transfer of Funds?	Identify how all funds generated or provided by Plaza Extra supermarkets were transferred for the purchase of the property (including amounts and dates of all such transactions)	List all transactions that occurred on or after September 17, 2006
	Cost of putting Fathi Yusuf's name on the 40+ pieces of property in Jordan (\$50,521.29, Exhibits R & S)					
	Not Foreign Property, but listed under this claim:					
	1/2 acre in Tutu					
	9.31 acres title in Plessen's name on St. Thomas					

Exhibit 12

From: [Charlotte Perrell](#)
To: [Carl Hartmann \(carl@hartmann.attorney\)](#); [Kim Japinga \(kim@japinga.com\)](#)
Cc: [Stefan Herpel](#)
Date: Friday, December 18, 2020 10:17:44 AM
Attachments: [31A9025-Supplemental Responses for C Hartmann - Jordanian Properties.XLSX](#)
[Supplemental Discovery Responses _20190115132427 - Foreign properties.pdf](#)

Carl and Kim,

Good morning.

Attached are the supplementation in the Excel Spreadsheet as to the Jordanian Properties. I noted the supplementation in green.

I believe that I have fully answered the questions you have raised but encourage you to read the Supplemental Discovery Responses filed on January 15, 2019 for a more detailed and narrative explanation.

As to the Foreign Accounts – I am having the documents responsive put together and bookmarked into a single pdf. These documents have been produced previously but congealing them and designating them will be a clearer picture. I hope to have that completed by the end of the day today and if no, by Monday.

Stefan will be joining us at noon as well.

Thank you,

Charlotte

Charlotte K. Perrell, Esq.
PARTNER

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EXHIBIT 12



THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL, AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution, forwarding or copying of this communication is strictly prohibited. If you have received this communication in error, please notify the sender immediately by email or telephone and delete the original message immediately. Thank you.

Name of Titleholder of the Property at Date of Purchase	Property Description	Date Property was Purchased	Current Owner of Property	Property Purchased with Cash or Bank Transfer of Funds?	Identify how all funds generated or provided by PE supermarkets were transferred for the purchase of the property (including amounts and dates of all such transactions)	List all transactions that occurred on or after September 17, 2006	The Claim by Yusuf
Mohammad Hamed and Fathi Yusuf	Property 3: Land No. (310), basin 6, Huwaijer, Tabarbour Village, of east Amman lands. Exhibits O & S	Approximately 1999	Fathi Yusuf solely - Hamed transferred his 1/2 interest to Yusuf on 7/2011 in partial exchange for discovery of earlier misappropriation by Waleed Hamed. See Supplemental Responses to Interrogatory 30 on Jan 15, 2019 for more detailed explanation. Attached	Original purchase in 1999 with funds either directly from Plaza Extra Accounts or thru St. Maarten accounts to Cairo Aman Bank or Arab Bank Accounts, which were used for the purchase.	Transfers came either from Plaza Extra Accounts directly or thru transfers from the St. Maarten accounts. The transferrals went into either Cairo Aman Accounts or Arab Bank Accounts and then the property was purchased. The amount paid is described more fully in Supplemental Response to Interrogatory 30 on January 15, 2019. Attached.	A transfer of Hamed's 1/2 was made to Yusuf in 7/2011 as partial exchange for the discovery of the earlier misappropriation. See Supplemental Responses to Interrogatory 30 on Jan 15, 2019. Attached	Yusuf is seeking exactly what he set forth in his claims accounting that "Although Yusuf is not pursuing his claims regarding the misappropriated 2,000,000, Hamed's sons are still seeking to somehow rescind Hamed's conveyance of his interest in Property 3 in the 377 case. Yusuf is seeking an order, which binds Hamed's estate by the agreement signed by Hamed at Exhibits O and S.

Name of Titleholder of the Property at Date of Purchase	Property Description	Date Property was Purchased	Current Owner of Property	Property Purchased with Cash or Bank Transfer of Funds?	Identify how all funds generated or provided by PE supermarkets were transferred for the purchase of the property (including amounts and dates of all such transactions)	List all transactions that occurred on or after September 17, 2006	The Claim by Yusuf
<p>These properties are the result of a purchase which occurred with proceeds from Property 2 and Paroperty 4, which were originally held in joint names of both Hamed and Yusuf. These properties are part of the 40+ properties that were purchased in 2008. At the time of purchase in 2008, they were put in Hamed's name but jointly owned. In 2011, the 40+ properties were then titled in joint names to reflect the parties' joint ownership. However, a few of the residential lots were inadvertently missed during this effort to reflect the joint ownership. This property is one of the ones that was missed and Yusuf is requesting that the Estate of Hamed simply proceed with the effort to add Yusuf's name to the title as was done with the other 40+/- properties in 2011.</p> <p>See Supplemental Responses to Interrogatory No. 30 on January 15, 2019. Attached</p>	<p>Property that was not put in Fathi Yusuf's name. Plot # 1179 - basin No. (2), basin name (Khirbet Al-Thheiba Al- Janoubieh) of the lands of the village of (Thheiba Al- Gharbieh) affiliated with the Directorate of Registration of Al-Mowaqqar Lands at the Governorate of Amman. Exhibit N</p> <p>It is that Yusuf's name was not added to the title to reflect the joint ownership.</p>	<p>2008 following sale of Property 2 and 4 - those proceeds were used to purchase the 40+ residential properties.</p> <p>See Supplemental Responses to Interrogatory 30 on Jan 15, 2019. Attached.</p>	<p>See Supplemental Response to Interrogatory 30 on Jan 15, 2019. Attached.</p>	<p>The funds for the purchase of these residential lots were generated from the proceeds of the sale of Property 2 and 4 (as described in more detail in Supplemental Response to Interrogatory No. 30).</p> <p>See Supplemental Responses to Interrogatory 30 on Jan 15, 2019. Attached</p>	<p>The funds for the purchase of these residential lots were generated from the proceeds of the sale of Property 2 and 4 (as described in more detail in Supplemental Response to Interrogatory No. 30).</p> <p>See Supplemental Responses to Interrogatory 30 on Jan 15, 2019. Attached</p>	<p>Change in Title to reflect Yusuf 1/2 ownership was to have occurred in 7/2011,previous purchase in 2008</p>	<p>Yusuf requests an Order requiring the Executor /Administrator of Hamed's estate to take such action as may be necessary to properly reflect Yusuf's joint ownership of these [two remaining] parcels and to recover the \$434,921.37 in costs incurred relating to these 40+ Properties. The costs are set forth in Exhibit R to Yusuf's Original Claims Accounting.</p>

Name of Titleholder of the Property at Date of Purchase	Property Description	Date Property was Purchased	Current Owner of Property	Property Purchased with Cash or Bank Transfer of Funds?	Identify how all funds generated or provided by PE supermarkets were transferred for the purchase of the property (including amounts and dates of all such transactions)	List all transactions that occurred on or after September 17, 2006	The Claim by Yusuf
<p>These properties are the result of a purchase which occurred with proceeds from Property 2 and Paroperty 4, which were originally held in joint names of both Hamed and Yusuf. These properties are part of the 40+ properties that were purchased in 2008. At the time of purchase in 2008, they were put in Hamed's name. In 2011, the 40+ properties were then titled in joint names to reflect the parties' joint ownership. However, a few of the residential lots were inadvertently missed during this effort to reflect the joint ownership. This property is one of the ones that was missed and Yusuf is requesting that the Estate of Hamed simply proceed with the effort to add Yusuf's name to the title as was done with the other 40+/- properties in 2011. See Supplemental Responses to Interrogatory No. 30 on January 15, 2019. Attached</p>	<p>Property that was not put in Fathi Yusuf's name. Plot # 63-basin No. (13), basin name (Um Al-Toyour) of the lands of the village of (Hayyan Al-Mushret) affiliated with the Directorate of Registration of Al- Mafraq Lands at the Governorate of A1-Mafra. Exhibit N.</p> <p>It is that Yusuf's name was not added to the title to reflect the joint ownership.</p>	<p>2008 following sale of Property 2 and 4 - those proceeds were used to purchase the 40+ residential properties.</p> <p>See Supplemental Responses to Interrogatory 30 on Jan 15, 2019. Attached.</p>	<p>See Supplemental Response to Interrogatory 30 on Jan 15, 2019. Attached.</p>	<p>The funds for the purchase of these residential lots were generated from the proceeds of the sale of Property 2 and 4 (as described in more detail in Supplemental Response to Interrogatory No. 30).</p>	<p>The funds for the purchase of these residential lots were generated from the proceeds of the sale of Property 2 and 4 (as described in more detail in Supplemental Response to Interrogatory No. 30).</p> <p>See Supplemental Responses to Interrogatory 30 on Jan 15, 2019. Attached</p>	<p>Change in Title to reflect Yusuf 1/2 ownership was to have occurred in 7/2011,previous purchase in 2008</p>	<p>Yusuf requests an Order requiring the Executor /Administrator of Hamed's estate to take such action as may be necessary to properly reflect Yusuf's joint ownership of these [two remaining] parcels and to recover the \$434,921.37 in costs incurred relating to these 40+ Properties. The costs are set forth in Exhibit R to Yusuf's Original Claims Accounting.</p>
<p>Not Property, but listed under this claim:</p>							
	<p>Batch Plant - \$150,000</p>		<p>Not making a claim/the facts are set forth to reflect concerns with Waleed's and Hamed's receipt of partnership funds as not being properly allocated either to joint property or for purposes to which the parties had agreed.</p>				

Name of Titleholder of the Property at Date of Purchase	Property Description	Date Property was Purchased	Current Owner of Property	Property Purchased with Cash or Bank Transfer of Funds?	Identify how all funds generated or provided by PE supermarkets were transferred for the purchase of the property (including amounts and dates of all such transactions)	List all transactions that occurred on or after September 17, 2006	The Claim by Yusuf
See Supplemental Response to Interrogatory No. 30 on January 15, 2019.	Cost of putting Fathi Yusuf's name on the 40+ pieces of property in Jordan (\$50,521.29, Exhibits R & S)		Joint Ownership Hamed and Yusuf - Joint - this reflects the costs associated with adding Yusuf's name to the 40+ residential properties in 2011.			Sale of original Property 2 and 4 - Purchase of 40+ in 2008, addition of Fathi Yusuf to the deed/title occurred in July 2011.	Yusuf requests an Order requiring the Executor /Administrator of Hamed's estate to take such action as may be necessary to properly reflect Yusuf's joint ownership of these [two remaining] parcels and to recover the \$434,921.37 in costs incurred relating to these 40+ Properties. The costs are set forth in Exhibit R to Yusuf's Original Claims Accounting.
Not Foreign Property, but listed under this claim:							
	1/2 acre in Tutu		The 1/2 Acre and the 9.31 Acres are the subject of the Master's May 3, 2020 Order. The evidence relating to these properties has been extensively briefed with supporting evidence and evidentiary findings already made as well as a determination that certain issues of fact remain.				

Name of Titleholder of the Property at Date of Purchase	Property Description	Date Property was Purchased	Current Owner of Property	Property Purchased with Cash or Bank Transfer of Funds?	Identify how all funds generated or provided by PE supermarkets were transferred for the purchase of the property (including amounts and dates of all such transactions)	List all transactions that occurred on or after September 17, 2006	The Claim by Yusuf
	9.31 acres title in Plessen's name on St. Thomas	Same responses as for 1/2 Acre in Tutu					

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

WALEED HAMED, as Executor of the Estate of MOHAMMAD HAMED,)	
)	
Plaintiff/Counterclaim Defendant,	)	CIVIL NO. SX-12-CV-370
v.)	
	)	ACTION FOR INJUNCTIVE
FATHI YUSUF and UNITED CORPORATION,	)	RELIEF, DECLARATORY
	)	JUDGMENT, AND
Defendants/Counterclaimants,	)	PARTNERSHIP DISSOLUTION,
v.	)	WIND UP, AND ACCOUNTING
)	
WALEED HAMED, WAHEED HAMED, MUFEED HAMED, HISHAM HAMED, and PLESSEN ENTERPRISES, INC.,)	
<u>Additional Counterclaim Defendants.</u>	)	Consolidated With
WALEED HAMED, as Executor of the Estate of MOHAMMAD HAMED,)	
	)	CIVIL NO. SX-14-CV-287
Plaintiff,)	
v.	)	ACTION FOR DAMAGES AND
	)	DECLARATORY JUDGMENT
UNITED CORPORATION,)	
)	
<u>Defendant.</u>)	
WALEED HAMED, as Executor of the Estate of MOHAMMAD HAMED,	)	CIVIL NO. SX-14-CV-278
)	
Plaintiff,	)	ACTION FOR DEBT AND
v.	)	CONVERSION
)	
FATHI YUSUF,)	
<u>Defendant.</u>)	
FATHI YUSUF and UNITED CORPORATION,)	
	)	CIVIL NO. ST-17-CV-384
Plaintiffs,)	
v.	)	ACTION TO SET ASIDE
	)	FRAUDULENT TRANSFERS
)	
THE ESTATE OF MOHAMMAD HAMED, Waleed Hamed as Executor of the Estate of Mohammad Hamed, and THE MOHAMMAD A. HAMED LIVING TRUST,)	
)	
<u>Defendants.</u>)	

**SUPPLEMENTAL RESPONSES
TO HAMED'S DISCOVERY**

Defendant/Counterclaimants Fathi Yusuf ("Yusuf") and United Corporation ("United")(collectively, the "Defendants") through their attorneys, Dudley, Topper and Feuerzeig, LLP, hereby provide their Supplemental Responses to Hamed's Discovery as follows:

1. Interrogatory No 3 – Relating to H-1, Dorthea Condo

Dorthea Condo transaction. Mr. Yusuf confirms the following:

1. I was to receive the proceeds under the sales contract for the sale of the Dorthea Condo.
2. The full amount of \$1.5 million for the sale was received.
3. I am currently in possession of \$1,350,000 of the total amount of those proceeds in the form of another asset. The remaining \$150,000, I directed the purchaser to pay directly to the Batch Plant to make up for what Hamed had received 10 years earlier but had failed to deliver to the Batch Plant. Attached is the document that reflects that payment (FY015136). The breakdown is: \$750,000 for Yusuf (1/2 of the \$1,500,000) and \$600,000 for Hamed (total due \$750,000 (his 1/2 of the 1,500,000) minus \$150,000 paid to the Batch Plant from Hamed's portion).
4. I believe that I provided the handwritten "Dorothia" document to Willy but I do not recall when.
5. It is my belief that the principle payments were received prior to 2006. However, I cannot say this for sure.

**2. Interrogatory No. 29 and Requests for Production of Documents No.s 21 and 34
– Relating to Y-2 and 4 relating to rent for Bays 5 and 8**

Yusuf and United provide the following supplemental response to Interrogatory #29 and Requests for Production of Documents #21 and #34:

United has made a claim for past due rent for Bays 5 and 8 which were leased by Plaza Extra East at various points in time and utilized as extra storage. Yusuf set forth in his Declaration dated August 12, 2014 the square footage of each Bay, the period of the rental and the price per square foot. Again, Yusuf incorporates his August 12, 2014 Declaration together with the attached Chart as responsive to Interrogatory #29. In addition, attached is a floor plan of the United Shopping Center reflecting the location of Plaza Extra East and the other commercial/retail storefronts referred to as Bays (FY015135).

A. Bay 5 – Period May 1, 1994 through July 31, 2001

Bay 5 is close to the entrance of Plaza Extra East and is one of the most desirable storefronts in the United Shopping Center given its location and visibility. From 1987 to the time of the fire in 1992, Bay 5 was rented to a pharmacy. There is no copy of the lease for this period as it was destroyed in the fire. During this 1987-1992 timeframe, Plaza Extra East was utilizing a series of trailers as warehouse space to provide additional storage for inventory. There were eight trailers, four on the bottom and four on top. However, this storage system of trailers was very cumbersome and inefficient to access and effectively utilize. As Plaza Extra East was being rebuilt and then reopening, it needed additional space for storage which was easier to access.

As described more fully below, Plaza Extra East began utilizing Bay 8 for storage upon reopening in May, 1994. However, additional space was still needed. Mike Yusuf and Waleed Hamed broke through a cement block wall between Bay 4 and 5 to utilize the space in Bay 5 for sodas. They made an opening big enough for the forklift to go through. Their efforts demonstrate knowledge by Hamed that the space was being used. The space was utilized by Plaza Extra East from May 1, 1994 through July 31, 2001 for storage and primarily for the storage of sodas. Mr. Yusuf was not happy to discover that this particular Bay was needed for storage space because he would have preferred the space to be used as a retail store. In a conversation with Waleed Hamed, Mr. Yusuf explained that he would prefer to use the space to lease to retail but that if Plaza Extra East was going to use it for storage and needed the space, then it would have to pay rent, to which Waleed Hamed responded that he agreed. As Yusuf was in charge of setting the price and collecting the rent, he set the price at the same amount as other commercial tenants for that space. As with the rent for Bay 1, United allowed the rent to accrue so as to provide the partnership with greater liquidity. Waleed Hamed agreed to this arrangement.

At some point in the first half of 2001, Mr. Yusuf explained that Plaza Extra East cannot keep using Bay 5 for warehouse space as it is better utilized as retail space. It was helpful to the partnership to have other retail stores in the United Shopping Center which drives more customers to the area and then into Plaza Extra East. However, using such visible space for storage did not help increase the traffic to the center and by extension to Plaza Extra East. As Bay 5 is a highly visible space, the better use of the space was for retail. Beginning on September 1, 2001, United leased Bay 5 to a retail tenant operating as "Diamond Girl." A copy of the lease is attached to demonstrate the end of the period that Plaza Extra East was utilizing Bay 5. (Bates FY015138-75). The lease with Diamond Girl was for ten years. In December 2011, Diamond Girl entered into another lease with United and expanded their space to use Bay 4 in addition to Bay 5. A copy of that lease is also attached. (Bates FY015176-211). These leases reflect the price charged for the space and the ending time period of Plaza Extra East's occupancy of Bay 5. There is no written lease for Plaza Extra East's use of the Bays 5 or 8, just as there was no written lease for the use of space to house the Plaza Extra East store. Waleed Hamed agreed to this arrangement. The total amount due for the period of rent for Bay 5 is as set forth in Yusuf's August 12, 2014 Declaration for \$271,875.00.

B. Bay 8 – May 1, 1994 through September 30, 2002 ("First Bay 8 Rent")

Bay 8 is located in the corner of the shopping center and is a double bay. It is a less desirable location as a retail store given the limited storefront and lack of visibility being in the corner of the center.

From 1987 to the time of the fire in 1992, Bay 8 was rented to Ali's Hardware. Ultimately, United had to evict Ali Hardware at some point prior to the fire. Mike Yusuf recalls the scenario where the renter threw the keys to Mike as they were rebuilding the store after he had been evicted. The eviction was handled by Carl Beckstedt. Attached is an unsigned "Satisfaction of Judgment" reflecting the action brought against Ali Hardware for the collection of back rent demonstrating the date the suit was filed as 1993. (Bates FY01537). As described above, the storage system of stacked trailers used by Plaza Extra East at this time was inefficient. As Plaza Extra East was being rebuilt, it needed the additional space for storage.

Following the fire, Plaza Extra East reopened in May 1994 and began utilizing Bay 8 for additional storage. Given its less desirable location as a retail store, its large size and easy access to the back of the bay with a roll-down door, it was suitable and more feasible to use as a warehouse. Bay 8 was occupied by Plaza Extra East from May 1, 1994 through September 30, 2002. As the space had previously been rented to a third party but was now being utilized by Plaza Extra East, Mr. Yusuf discussed with Waleed Hamed that Plaza Extra East would need to pay rent for the use of this additional space and he agreed. As with the rent for Bay 1, United allowed the rent to accrue so as to provide the partnership with greater liquidity. Waleed Hamed agreed to this arrangement.

From October 1, 2002 to April 1, 2008, the space was then rented to an entity called Riverdale which is a food wholesaler who was not interested in utilizing the space as retail operation. A copy of the lease for Bay 8 is attached to reflect when the First Bay 8 Rent period ended and the amount charged for this space. (Bates FY015212-247). The total amount due to United for the First Bay 8 Rent is as set forth in Yusuf's August 12, 2014 Declaration for \$323,515.63.

C. April 1, 2008 through May 30, 2013 ("Second Bay 8 Rent")

When the lease with Riverdale ended, Plaza Extra East began using the space for storage. As with the earlier period of use and the use of Bay 5, Yusuf discussed with Waleed Hamed that Plaza Extra East would pay rent on the same terms as before and Waleed Hamed Agreed. The total amount due to United for the Second Bay 8 Rent is as set forth in Yusuf's August 12, 2014 Declaration for \$198,593.44. As before, United allowed the rent for this period to accrue rather than demanding payment so as to allow the partnership greater liquidity.

After May 30, 2013, United again rented Bay 8 to Riverdale or a relative of the individual who rented as Riverdale from that point forward.

There are no written leases between Plaza Extra East and United as to renting Bay 5 and Bay 8. At the time, the stores were all operating as United. However, as described above Mr. Yusuf discussed the matter with Waleed Hamed and he agreed to pay rent for the space utilized. Collection of the rent was deferred for Bays 5 and 8, just as it was deferred for the Plaza Extra East Store. *See* Yusuf Declaration of August 12, 2014, ¶8.

As to the period after this lawsuit was filed, United shows that Plaza Extra East continued to occupy the space until it was rented to the tenant associated with Riverdale. Mr. Yusuf considered the partial rent payments made by the partnership as to Bay 1 as a partial payment of the total rent debt due which included the rent for Bays 5 and 8. When Plaza Extra East was using either Bay 5 or 8, their use and occupancy was continuous during that period of time.

3. Interrogatory No. 30 – Relating to Y-12 Jordanian Property and Accounts

Yusuf supplements his responses to Interrogatory No. 30:

Over the course of time, Mr. Yusuf, on behalf of the partnership, purchased five different properties in Jordan (the “Initial Five Properties”) and put in joint names of Hamed and Yusuf. Two of these properties are still owned by them jointly, two others were sold with the proceeds reinvested in a larger number (approximately 40 residential properties) and one Hamed transferred his interests to Mr. Yusuf pursuant to an agreement which also required the transfer of property in St. Thomas.

A. Original Five Properties in Joint Name of Yusuf and Hamed

Property 1: One of the Initial Five Properties was purchased for approximately 3 million Jordanian pounds around 1999 (“Property 1”). It was titled jointly in both Yusuf and Hamed’s name. The parties still own it. It is now worth approximately at least 30 million. There is no dispute relating to this property and it is not the subject of Yusuf’s Claim Y-12.

Property 2: Another of the Initial Five Properties was purchased for approximately 240,000.00 Jordanian pounds (“Property 2”). It was also titled in jointly in both names. Property 2 was later sold for 1 million Jordanian pounds. The proceeds from the sale of Property 2 and another of the Initial Five Properties were used to purchase additional properties more fully described below. Property 2 is not in dispute and is no longer owned by the partners.

Property 3: Another of the Initial Five Properties was purchased for 858,000.00 Jordanian pounds (“Property 3”). It was also titled jointly in both names. Subsequently after Mr. Yusuf determined that the Hamed’s had removed funds without disclosing their receipt, Mr. Yusuf and Mr. Hamed entered into an agreement where Mr. Hamed agreed to provide his half of this property to Mr. Yusuf dated July 18, 2011, Exhibits O and S are the documents that reflects that transfer and agreement.

Property 4: Another of the Initial Five Properties was purchased for 520,000.00 Jordanian pounds. As with all of the Initial Five Properties, it was put in both names. Property 4 is located near an airport. At some point, a portion of Property 4 was needed for the roadway near the airport and the appropriate governmental entity procured the property under an eminent domain basis and ultimately paid 2 million Jordanian pounds. The remainder of the property was sold for 3.3 million Jordanian pounds. The proceeds from these transfers of Property 4 in combination with the proceeds from the transfer of

Property 2 were combined and used to purchase a larger number of residential properties more fully described below.

Property 5: Another one of the Initial Five Properties was purchased in the early 1990's for approximately 1 million Jordanian pounds. It too was in the joint names. The parties still own this particular property. Property 5 remains jointly owned and is not the subject of Yusuf's Claim Y-12.

B. Sale of Properties 2 and 4 and Reinvestment into 40+ Residential Properties

With the sale of Properties 2 and 4 for a total of approximately 6.3 million Jordanian pounds, the parties purchased approximately 40 pieces of residential real estate ("40+Properties"). They 40+ Properties are not contiguous properties but are located in the Ahman area and all of the purchases were done during a single trip Mr. Yusuf took to Jordan. Although jointly owned, the 40+ Properties were put in Mohammad Hamed's name solely. However, the parties understood and agreed that Mr. Yusuf had a one-half interest in these properties. This timeframe would have been around 2008.

Sometime in 2011, Mr. Yusuf requested that the 40+ Properties now be titled to reflect his one-half interest. During a trip to Jordan, Hamed and Yusuf coordinated to transfer most but not all of these 40+ Properties to reflect their joint ownership. As described in Yusuf's accounting claim "[A]ll but two of these properties were jointly titled in the names of Hamed and Yusuf." Yusuf is not looking to liquidate these properties but rather "respectfully requests an Order requiring the Executor/Administrator of Hamed's estate to take such action as may be necessary to properly reflect Yusuf's joint ownership of these [two remaining] parcels and to recover the \$434,921.37" in costs incurred relating to these 40+ Properties. The costs are set forth in Exhibit R to Yusuf's Original Claims Accounting.

C. Transfer of Property from Hamed to Yusuf Per Agreement

After Yusuf's discovery of the misappropriation of \$2,000,000 sent to Hamed from St. Maarten in or around 1997, Mr. Yusuf agreed, in order to resolve that issue only, that Hamed would convey to him two properties. One of the properties was Property 3 described above and Hamed's conveyance of his interest in a one half acre parcel and its adjacent 9.31 acres in Tutu, St. Thomas.

The document reflecting Hamed's transfer of his interest in Property 3 to Yusuf is Exhibit O and Exhibit S which is the English translation. Property 3 is Land Lot No. 310. On Bates page FY000272-9 of Exhibit O, the words "Lot 310" is located in the middle of a residential community of approximately one million in population. It is a very large plot in the middle of all the smaller plots. Hamed's allegations in the 377 case at Paragraphs 43, 44, 143, 145, 153, 154 and 155 all relate to Property 3 and Hamed's transfer of it

to Yusuf. The Hamed's value that piece of property – Property 3 at \$10,000,000.00. However, Mr. Yusuf estimates it is closer to only \$8,000,000.00. Therefore, the claims in the 377 case do, in fact, relate to the same piece of property (“Property 3”) and any alleged claims that Hamed has relating to Property 3 is properly adjudicated in this proceeding.

Yusuf is seeking exactly what he set forth in his claims accounting that “[A]lthough Yusuf is not pursuing his claims regarding the misappropriated 2,000,000, Hamed's sons are still seeking to somehow rescind Hamed's conveyance of his interest in” Property 3 in the 377 case. Yusuf is seeking an order, which binds Hamed's estate by the agreement signed by Hamed at Exhibits O and S. In that agreement entitled “Written Declaration and Undertaking,” Hamed confirms that he has the requisite mental faculties to convey his interests in Property 3 to Yusuf, that he intends to give him all of his financial and other interests in the property. Hamed also states that:

...I recommend my folks and legal heirs after me not to oppose Mr. Fathi [Yusuf] in the said land due to his right in it and I have signed this declaration in three originals while enjoying my full mental power that are legitimately and legally considered and drop my right to claim the falsehood of the declaration and/or the circumstances surrounding the execution of this declaration and/or any rebut arising from or relating to this declaration and/or its applications.

This was signed by Mohammed Hamed on July 18, 2011.

Ultimately, Yusuf had agreed to resolve the misappropriation by the conveyance of Property 3 and Hamed's conveyance of his interest in a one half acre parcel and its adjacent 9.31 acres in Tutu, St. Thomas. The 9.31 acres are currently titled in Plessen but should be conveyed to Mr. Yusuf. Likewise, any claims that Hamed would have to the ½ acre entrance parcel should be extinguished.

DUDLEY, TOPPER AND FEUERZEIG, LLP

DATED: January 15, 2019

By: s/Charlotte K. Perrell
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*Attorneys for Fathi Yusuf and United
Corporation*

CERTIFICATE OF SERVICE

It is hereby certified that on this 15th day of January, 2019, I caused the foregoing a true and exact copy of the foregoing **SUPPLEMENTAL RESPONSES TO HAMED'S DISCOVERY** to be served upon the following via Case Anywhere docketing system:

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s/Charlotte K. Perrell

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EXHIBIT 1

FY 015045 – 015134

Exhibit 13

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.

EXHIBIT

13

Pursuant to the stipulated Joint Discovery Plan, as ordered by the Special Master on January 29, 2018, Hamed propounds the following sixth set of interrogatories.

Interrogatory 33 of 50:

Substantially the Same as Yusuf ROG 1. Please identify any and all assets including bank accounts (indicating account number and name of bank), brokerage accounts, real estate, interests in business ventures and other financial interests, foreign and domestic, owned by each of the following Yusuf family members: 1) Fathi, 2) Mike, 3) Nejeh, and 4) Yusuf Yusuf *from September 17, 2006 to the date of your response* and identify the source of all funds for the acquisition of such assets.

Response:

Interrogatory 34 of 50:

Substantially the Same as Yusuf ROG 2. Please identify each and every asset and interest, foreign and domestic, owned by Fathi Yusuf or any corporation more than 49% owned by him *from September 1, 2012 to the date of this response* -- and the source of the income (including any loan proceeds) which provided the asset as well as any disposition of the asset since that time.

Response:

Dated: March 24, 2018



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CERTIFICATE OF SERVICE

I hereby certify that on this 24th day of March, 2018, I served a copy of the foregoing by email, as agreed by the parties, on:

Hon. Edgar Ross
Special Master
% edgarrossjudge@hotmail.com

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CERTIFICATE OF COMPLIANCE WITH RULE 6-1(e)

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



Exhibit 14

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

WALEED HAMED, as Executor of the)
Estate of MOHAMMAD HAMED,)
)
Plaintiff/Counterclaim Defendant,)

v.)

FATHI YUSUF and UNITED CORPORATION,)
)
Defendants/Counterclaimants,)

v.)

WALEED HAMED, WAHEED HAMED,)
MUFEEED HAMED, HISHAM HAMED, and)
PLESSEN ENTERPRISES, INC.,)
Additional Counterclaim Defendants.)

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

v.)

UNITED CORPORATION,)
)
Defendant.)

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

v.)

FATHI YUSUF,)
Defendant.)

FATHI YUSUF and)
UNITED CORPORATION,)
)
Plaintiffs,)

v.)

THE ESTATE OF MOHAMMAD HAMED,)
Waleed Hamed as Executor of the Estate of)
Mohammad Hamed, and)
THE MOHAMMAD A. HAMED LIVING TRUST,)
)
Defendants.)

CIVIL NO. SX-12-CV-370

ACTION FOR INJUNCTIVE
RELIEF, DECLARATORY
JUDGMENT, AND
PARTNERSHIP DISSOLUTION,
WIND UP, AND ACCOUNTING

Consolidated With

CIVIL NO. SX-14-CV-287

ACTION FOR DAMAGES AND
DECLARATORY JUDGMENT

CIVIL NO. SX-14-CV-278

ACTION FOR DEBT AND
CONVERSION

CIVIL NO. ST-17-CV-384

ACTION TO SET ASIDE
FRAUDULENT TRANSFERS

EXHIBIT
14

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(340) 774-4422

**RESPONSES TO HAMED'S SIXTH INTERROGATORIES PER THE CLAIM
DISCOVERY PLAN OF 1/29/2018 NOS. 33-41 OF 50**

Defendant/Counterclaimants Fathi Yusuf ("Yusuf") and United Corporation ("United")(collectively, the "Defendants") through their attorneys, Dudley, Topper and Feuerzeig, LLP, hereby provide their Responses to Hamed's Sixth Set of Interrogatories per the Claims Discovery Plan of 1/29/2018, Nos. 33-41 of 50.

GENERAL OBJECTIONS

Defendants make the following general objections to the Interrogatories. These general objections apply to all or many of the Interrogatories, thus, for convenience, they are set forth herein and are not necessarily repeated after each objectionable Request to Admit. The assertion of the same, similar, or additional objections in the individual responses to the Interrogatories, or the failure to assert any additional objections to a discovery request does not waive any of Defendants' objections as set forth below:

(1) Defendants object to these Interrogatories to the extent they may impose obligations different from or in addition to those required under the Virgin Islands Rules of Civil Procedure.

(2) Defendants object to these Interrogatories to the extent that they use the words "any" and "all" as being overly broad, unduly burdensome, immaterial, irrelevant, and not reasonably calculated to lead to the discovery of admissible evidence.

(3) Defendants object to these Interrogatories to the extent they seek information which is protected by the attorney-client privilege or work-product doctrine, including information prepared in anticipation of litigation, or for trial, by or on behalf of Defendants or relating to mental

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AND FEUERZEIG, LLP**

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HAMD660427

~~(8) Defendants object to these Interrogatories to the extent that they are compound and not a single Request. Hence, these Interrogatories should be counted as more than a single Request such that when all of the subparts are included together with other Interrogatories they exceed the 50 Interrogatories allowed in the Joint Discovery and Scheduling Plan ("JDSP").~~

RESPONSES TO INTERROGATORIES

Interrogatory 33 of 50:

Substantially the Same as Yusuf ROG 1. Please identify any and all assets including bank accounts (indicating account number and name of bank), brokerage accounts, real estate, interests in business ventures and other financial interests, foreign and domestic, owned by each of the following Yusuf family members: 1) Fathi, 2) Mike, 3) Negeh, and 4) Yusuf Yusuf *from September 17, 2006 to the date of your response* and identify the source of all funds for the acquisition of such assets.

Response:

Defendants object to this Interrogatory as vague, ambiguous, and compound such that the total number of interrogatories together with their sub parts and other discovery exceeds the maximum allowable number of interrogatories under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of interrogatory questions.

Defendants further object to this Interrogatory because it seeks personal financial information concerning Yusuf's sons, who are not parties to this case.

Defendants further object to this Interrogatory because it seeks personal information when there has been no allegation that monies were removed from the partnership by any member of the Yusuf family which were not otherwise disclosed to the Hameds. Furthermore, unlike the Hameds, the Yusufs had sources of income other than the partnership which would

account for income and assets in excess of the funds acknowledged to have been withdrawn from the partnership. Hence, the discovery is irrelevant because “the proposed discovery is not relevant to any party’s claim or defense.” V.I. R. Civ. P. 26(b)(2)(C)(iii).

**DUDLEY, TOPPER
AND FEUERZEIG, LLP**

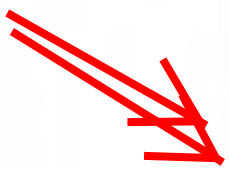
1000 Frederiksberg Gade

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HAMD660430



Interrogatory 34 of 50:

Substantially the Same as Yusuf ROG 2. Please identify each and every asset and interest, foreign and domestic, owned by Fathi Yusuf or any corporation more than 49% owned by him from September 1, 2012 to the date of this response -- and the source of the income (including any loan proceeds) which provided the asset as well as any disposition of the asset since that time.

Response:

Defendants object to this Interrogatory as vague, ambiguous, and compound such that the total number of interrogatories together with their sub parts and other discovery exceeds the maximum allowable number of interrogatories under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of interrogatory questions.

Defendants further object to this Interrogatory because it seeks personal information when there has been no allegation that monies were removed from the partnership by any member of the Yusuf family which were not otherwise disclosed to the Hameds. Furthermore, unlike the Hameds, the Yusufs had sources of income other than the partnership which would account for income and assets in excess of the funds acknowledged to have been withdrawn from the partnership. Hence, the discovery is irrelevant because "the proposed discovery is not relevant to any party's claim or defense." V.I. R. Civ. P. 26(b)(2)(C)(iii).

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HAMD660431

DUDLEY, TOPPER AND FEUERZEIG, LLP

DATED: May 15th, 2018

By: 

CHARLOTTE K. PERRELL

(V.I. Bar #1281)

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*Attorneys for Fathi Yusuf and United
Corporation*

CERTIFICATE OF SERVICE

It is hereby certified that on this 15th day of May, 2018, I caused the foregoing a true and exact copy of the foregoing **RESPONSE TO HAMED'S SIXTH INTERROGATORIES PER THE CLAIMS DISCOVERY PLAN OF 1/29/2018, NOS. 33-41** to be served upon the following via Case Anywhere docketing system:

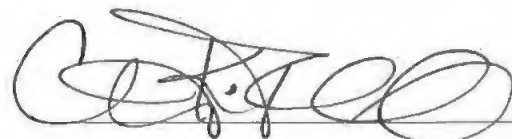
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ADMITTED: USVI, NM & DC

KIMBERLY L. JAPINGA, (ADMITTED MI, DC)

EMAIL
CARL@CARLHARTMANN.COM

October 31, 2018

Charlotte Perrell, Esq.
DTF
Law House
St. Thomas, VI 00820

Via Email Only

RE: Request for Rule 37 Conference re Claims Discovery Responses, Letter 2 of 2

Dear Attorney Perrell:

As discussed in the telephone conference three weeks ago, this is the second of two letters requesting a Rule 37 telephone conference regarding the Yusuf/United responses to the referenced discovery. ~~The deficient discovery requests are separated into five categories. The first letter covered items 1-4, while this second letter deals with the remaining discovery responses that are just generally deficient.~~

- ~~1) KAC357, Inc. claims (Previously denied because of relevance — the case has since been filed separately and then consolidated),~~
- ~~2) Clams requiring John Gaffney's assistance (previously denied because Yusuf filed a motion seeking to have these transferred to Part-A, Gaffney Analysis, but that having since been denied),~~
- ~~3) Claims response pending determination of Yusuf's Motion to Strike (which has since been denied),~~
- ~~4) Claims responses where Yusuf indicated further information or supplementation would be forthcoming — but nothing has been received yet, and~~
- 5) Claim discovery responses that are generally deficient.

- ~~• Yusuf sought re-payment for “one-half of the expenses incurred by Yusuf in conveying Hamed's interest in the Jordanian parcel identified in Exhibits O and S. . .” Mr. Yusuf declared the total amount for expenses was \$50,521.29.”~~ Supplementation of Yusuf’s Accounting Claims and Proposed Distribution Plan, December 7, 2016, p. 2.

Deficiency for Expenses for Conveying Hamed’s Interest in One Piece of Land, No. (310), basin 6, Huwaijer, Tabarbour Village to Fathi Yusuf: All facts and circumstances relating to this portion of the claim have not been identified. Please identify the facts and circumstances surrounding this claim, including, but not limited to, your belief that Mr. Hamed should pay for the expenses for conveying this land.

Also, list all documents related to the expenses for conveying Hamed’s interest. If the documents listed in Exhibits O, R, S and T are the only documents related to this portion of the claim, please confirm this is the case in writing.

Batch Plant

- “Because Hamed converted \$150,000 previously delivered as a charitable donation for a batch plant in West Bank, his interest in the Partnership should be charged for the transfer of \$150,000 to the Bank of Palestine to make good on the original donation.” Yusuf’s October 30, 2017 Amended Claims and Proposed Distribution Plan, p. 16.

Deficiency for Batch Plant: All facts and circumstances related to this claim have not been identified. Please explain in detail why you believe that Hamed converted \$150,000 that was supposed to be delivered as a charitable donation to a batch plant in the West Bank, including the dates when the funds were allegedly converted, the date or dates that Mr. Yusuf contributed \$150,000 to the batch plant and an explanation of whether the funds Mr. Yusuf contributed were Partnership moneys or his own personal funds.

Also, only one document, Exhibit L to Yusuf’s September 30, 2016 Accounting Claims and Proposed Distribution Plan has been produced. Please list all other documents relating to the batch plant or state that there are no other documents.

Interrogatory 33 of 50:

Substantially the same as Yusuf ROG 1

Please identify any and all assets including bank accounts (indicating account number and name of bank), brokerage accounts, real estate, interests in business ventures and other financial interests, foreign and domestic, owned by each of the following Yusuf family members: 1) Fathi, 2) Mike, 3) Nejeh, and 4) Yusuf Yusuf from September 17, 2006 to the date of your response and identify the source of all funds for the acquisition of such assets.

Response:

Defendants object to this Interrogatory as vague, ambiguous, and compound such that the total number of interrogatories together with their sub parts and other discovery exceeds the maximum allowable number of interrogatories under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of interrogatory questions.

Defendants further object to this Interrogatory because it seeks personal financial information concerning Yusufs sons, who are not parties to this case.

Defendants further object to this Interrogatory because it seeks personal information when there has been no allegation that monies were removed from the partnership by any member of the Yusuf family which were not otherwise disclosed to the Hameds. Furthermore, unlike the Hameds, the Yusufs had sources of income other than the partnership which would account for income and assets in excess of the funds acknowledged to have been withdrawn from the partnership. Hence, the discovery is irrelevant because "the proposed discovery is not relevant to any party's claim or defense." V.I. R. Civ. P. 26(b)(2)(C)(iii). (May 15, 2018, *Responses to Hamed's Sixth Interrogatories per the Claim Discovery Plan of 1/29/2018 Nos. 33-41 of 50*, pp. 4-5)

Deficiency for Interrogatory 33 of 50: V.I. R. Civ. P. 26(b)(1) states "[p]arties may obtain discovery regarding any nonprivileged matter that is relevant to any party's claim or defense." This interrogatory relates directly to two of Yusuf's claims: Y-11 - Lifestyle Analysis and Y-12 – Foreign Accounts and Jordanian Properties. Hamed has the right to determine whether any Partnership funds were diverted into Fathi Yusuf's accounts or his sons.

Further, Hamed claims H-21, H-146 and H-149 directly relate to this interrogatory, making the information directly relevant to Hamed's claims.

Please respond to Interrogatory 33.

Interrogatory 34 of 50:

Substantially the same as Yusuf ROG 2

Please identify each and every asset and interest, foreign and domestic, owned by Fathi Yusuf or any corporation more than 49% owned by him from September 1, 2012 to the date of this response -- and the source of the income (including any loan proceeds) which provided the asset as well as any disposition of the asset since that time.

Response:

Defendants object to this Interrogatory as vague, ambiguous, and compound such that the total number of interrogatories together with their

sub parts and other discovery exceeds the maximum allowable number of interrogatories under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of interrogatory questions.

Defendants further object to this Interrogatory because it seeks personal information when there has been no allegation that monies were removed from the partnership by any member of the Yusuf family which were not otherwise disclosed to the Hameds. Furthermore, unlike the Hameds, the Yusufs had sources of income other than the partnership which would account for income and assets in excess of the funds acknowledged to have been withdrawn from the partnership. Hence, the discovery is irrelevant because "the proposed discovery is not relevant to any party's claim or defense." V.I. R. Civ. P. 26(b)(2)(C)(iii). (May 15, 2018, *Responses to Hamed's Sixth Interrogatories per the Claim Discovery Plan of 1/29/2018 Nos. 33-41 of 50*, p. 6)

Deficiency for Interrogatory 34 of 50: V.I. R. Civ. P. 26(b)(1) states "[p]arties may obtain discovery regarding any nonprivileged matter that is relevant to any party's claim or defense." This interrogatory relates directly to two of Yusuf's claims: Y-11 - Lifestyle Analysis and Y-12 – Foreign Accounts and Jordanian Properties. Hamed has the right to determine whether any Partnership funds were diverted into Fathi Yusuf's assets, making the information directly relevant to Hamed's defenses.

Please respond to Interrogatory 34.

Interrogatory 35 of 50:

Substantially the same as Yusuf ROG 3

Please identify all sources of income for 1) Fathi, 2) Mike, 3) Nejeah, and 4) Yusuf Yusuf from September 17, 2006 to the date of your response and identify the source of all funds for the acquisition of such assets.

Response:

Defendants object to this Interrogatory as vague, ambiguous, and compound such that the total number of interrogatories together with their sub parts and other discovery exceeds the maximum allowable number of interrogatories under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of interrogatory questions.

Defendants further object to this Interrogatory because it seeks personal financial information concerning Yusuf's sons, who are not parties to this case.

Defendants further object to this Interrogatory because it seeks personal information when there has been no allegation that monies were removed from the partnership by any member of the Yusuf family which were not

which would account for income and assets in excess of the funds acknowledged to have been withdrawn from the partnership. Hence, the discovery is irrelevant because "the proposed discovery is not relevant to any party's claim or defense." V.I. R. Civ. P. 26(b)(2)(C)(iii).

~~**Deficiency for RFPDs 28 of 50:** This is relevant to the lifestyle analysis and the Yusuf sons' information needs to be submitted because of that claim.~~

~~In addition, United's financials are relevant to the going forward/Integra motion to strike and ultimate motion, as it demonstrates differential, ongoing value of the value to United created in the East store "going forward" situation.~~

~~**RFPDs 29 of 50:**~~

~~**SUBSTANTIALLY THE SAME AS YUSUF RFPD 4.** Please produce copies of any accountings prepared by or on behalf of United or any member of the Hamed or Yusuf families in the Criminal Case to demonstrate the Partnership's or United's income.~~

~~**Response:**~~

~~Defendants object on the grounds that the Partnership was not an acknowledged or separate legal entity at the time of the Criminal Case and, therefore, no accountings were undertaken to demonstrate income of the Partnership.~~

Deficiency for RFPDs 29 of 50: That's fine. Please provide the underlying accounting for the stores that were later adjudged to be property of the Partnership, regardless of the owners of those stores at that time.

RFPDs 30 of 50:

SUBSTANTIALLY THE SAME AS YUSUF RFPD 5. Please produce copies of all original tax returns filed by United, Fathi, Mike, Nejeah and Yusuf Yusuf from 1986 to date.

Response:

Defendants object to this Request for Production as vague, ambiguous, and compound such that the total number of Requests for Production together with their sub parts and other discovery exceeds the maximum allowable number of Requests for Production under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of Requests for Production.

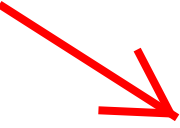
Defendants further object to this Request for Production because it seeks personal financial information concerning Yusufs sons, who are not parties to this case.

Defendants further object to this Request for Production because it seeks personal information when there has been no allegation that monies were removed from the partnership by any member of the Yusuf family which

were not otherwise disclosed to the Hameds. Furthermore, unlike the Hameds, the Yusufs had sources of income other than the partnership which would account for income and assets in excess of the funds acknowledged to have been withdrawn from the partnership. Hence, the discovery is irrelevant because "the proposed discovery is not relevant to any party's claim or defense." V.I. R. Civ. P. 26(b)(2)(C)(iii).

Deficiency for RFPDs 30 of 50: Same response as for lifestyle claim in RFPDs No. 28 above. Unless that is being dropped, the financial of the Yusuf sons is relevant. Also, to the extent that United has tax funds paid to or for the children, that is information in the possession of United. The tax returns requested are directly related to Hamed's claims regarding estimated tax payments for United Corporation shareholders, making the request relevant to Hamed's claims. Further, Hamed is requesting that Yusuf turn over these documents as they will show moneys being drawn from the Partnership.

RFPDs 31 of 50:



SUBSTANTIALLY THE SAME AS YUSUF RFPD 6. Please produce copies of all documents including statements relating to any operating, savings, credit, investment, trust, escrow or other accounts in which United, Fathi, Mike, Nejeh and Yusuf Yusuf or any company which they have more that 49% control, have or had any interest in the Virgin Islands or elsewhere, including, but not limited to Jordan and West Bank, Palestine, from 1986 to date.

Response:

Defendants object to this Request for Production as vague, ambiguous, and compound such that the total number of Requests for Production together with their sub parts and other discovery exceeds the maximum allowable number of Requests for Production under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of Requests for Production.

Defendants further object to this Request for Production because it seeks personal financial information concerning Yusuf's sons, who are not parties to this case.

Defendants further object to this Request for Production because it seeks personal information when there has been no allegation that monies were removed from the partnership by any member of the Yusuf family which were not otherwise disclosed to the Hameds.

Furthermore, unlike the Hameds, the Yusufs had sources of income other than the partnership which would account for income and assets in excess of the funds acknowledged to have been withdrawn from the partnership.

Hence, the discovery is irrelevant because "the proposed discovery is not relevant to any party's claim or defense." V.I. R. Civ. P. 26(b)(2)(C)(iii).

Deficiency for RFPDs 31 of 50: These are relevant to the Yusuf claim for the properties in Jordan and must be supplied unless that claim is being dropped.

RFPDs 32 of 50:

SUBSTANTIALLY THE SAME AS YUSUF RFPD 7. Please produce all documents relating to all assets of United, Fathi, Mike, Nejeh and Yusuf Yusuf as of September 12, 2012 and the value of such assets.

Response:

Defendants object to this Request for Production as vague, ambiguous, and compound such that the total number of Requests for Production together with their sub parts and other discovery exceeds the maximum allowable number of Requests for Production under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of Requests for Production.

Defendants further object to this Request for Production because it seeks personal financial information concerning Yusuf s sons, who are not parties to this case.

Defendants further object to this Request for Production because it seeks personal information when there has been no allegation that monies were removed from the partnership by any member of the Yusuf family which were not otherwise disclosed to the Hameds. Furthermore, unlike the Hameds, the Yusufs had sources of income other than the partnership which would account for income and assets in excess of the funds acknowledged to have been withdrawn from the partnership. Hence, the discovery is irrelevant because "the proposed discovery is not relevant to any party's claim or defense." V.I. R. Civ. P. 26(b)(2)(C)(iii).

As to United, the assets of United have been accounted for and provided to Hamed since the outset of this civil action.

Deficiency for RFPDs 32 of 50: What is being requested here is any information in the possession of defendants Yusuf and United as to these funds.

RFPDs 33 of 50:

SUBSTANTIALLY THE SAME AS YUSUF RFPD 8. For any allocation set forth in Exhibits 1-5, please produce all underlying documents relating to any such allocation.

Response:

Request to Admit 37 of 50:

Substantially the same as Yusuf RTA. Admit that the Partners agreed when the Partnership was formed that Fathi Yusuf would provide the services and use of United by the Partnership and the Partnership operated the three Plaza Extra Stores that way.

Response:

Defendants object to this request as vague and ambiguous as to the nature and scope of "the services and use of United by the Partnership."

Deficiency for RTA 37 of 50: This is an improper objection, as the request does not seek details of such use, only the fact that United was used in some manner by the Partnership. Thus, the proper response is admit.

Please let me know your availability to schedule the first Rule 37 as required by the Rule.

Sincerely,



cc: Joel H. Holt, Esq., Kimberly L. Japinga, Greg Hodges, Esq. & Stephan Herpel, Esq.

Exhibit 16

CARL J. HARTMANN III
ATTORNEY-AT-LAW
5000 ESTATE COAKLEY BAY, L-6
CHRISTIANSTED, VI 00820

TELEPHONE
(340) 642-4422

ADMITTED: USVI, NM & DC

KIMBERLY L. JAPINGA, (ADMITTED MI, DC)

EMAIL
CARL@CARLHARTMANN.COM

November 28, 2018

Charlotte Perrell, Esq.
DTF
Law House
St. Thomas, VI 00820

Via Email Only

RE: Summary of Rule 37 Conference re Claims Discovery Responses, Letter 2 of 2

Dear Attorney Perrell:

This letter summarizes our discussion and agreements regarding each of the outstanding discovery items from our Rule 37 conference on November 12, 2018.

Quick Summary:

The following claims are ready for Hamed to file his Claim's Motion now: H-15 (interrogatory 18) and H-150 (interrogatory 41).

The following discovery items are ready for Hamed to file his Motion to Compel now: interrogatories 33, 34, 35, 41 (as it relates to Y-11) and request for the production of documents 26, 28, 31 and 32.

Hamed withdraws the following discovery items: interrogatories 25, 28, 41 (as it relates to Y-3 and Y-4 only); request for production of documents 29, 41 (as it relates to ROGs 42 and 43 only), and request to admit 18 and 29.

Once the joint stipulation regarding documents and fact positions is signed, the following discovery items will be withdrawn: interrogatories 41 (as it relates to Y-12 only), 47 and RFPDs 33, 41 (as it relates to ROG 47 only) and RFPDs 43-47.

Once the joint stipulation regarding the documents contained in the BDO report is signed, the following discovery items will be withdrawn: request for production of documents 4 and 38.

EXHIBIT
16

HAMD663606

~~Interrogatory 25 of 50 – Relates to H-163 – Loss of assets due to wrongful dissolution~~

~~Withdrawn due to stipulation regarding attorneys' fees filed on November 9, 2018.~~

~~Interrogatory 28 of 50 – Relates criminal charges, convictions, plea agreements, or other criminal actions as to Fathi Yusuf for any entity which he controlled other than United Corporation~~

~~Withdrawn due to stipulation regarding attorneys' fees filed on November 9, 2018.~~

~~Interrogatory 29 of 50 – Relates to Y-2 – unpaid rents for Plaza Extra-East Bays 5 & 8~~

~~Attorney Perrell stated that this interrogatory will be supplemented by December 15, 2018.~~

~~Interrogatory 30 of 50 – Relates to Y-12 – Foreign accounts and Jordanian properties~~

~~Attorney Perrell stated that this interrogatory will be supplemented by December 15, 2018.~~

Interrogatory 33 of 50 – Relates to banking information related to Mr. Yusuf and his sons

Attorney Perrell stated that the defendants would not be supplementing this interrogatory, therefore it is ready for Hamed's Motion to Compel.

Interrogatory 34 of 50 – Relates to foreign and domestic assets owned by Fathi Yusuf

Attorney Perrell stated that the defendants would not be supplementing this interrogatory, therefore it is ready for Hamed's Motion to Compel.

~~Interrogatory 35 of 50 – Relates to Fathi Yusuf and his sons' sources of income~~

~~Attorney Perrell stated that the defendants would not be supplementing this interrogatory, therefore it is ready for Hamed's Motion to Compel.~~

Interrogatory 36 of 50 – Relates to how Yusufs' attorneys were hired and paid for in the criminal case

~~This interrogatory is held in abeyance until the Master rules on the parties' joint motion regarding attorneys' fees for the criminal case.~~

RFPDs 30 of 50 – Relates to copies of all original tax returns filed by United, Fathi, Mike, NejeH and Yusuf Yusuf from 1986 to date

Attorney Perrell agreed to determine whether United and Yusufs would produce copies of their tax returns from 1986 to date by December 15, 2018. If the tax returns are not produced, this RFPD is ready for Hamed's Motion to Compel.

RFPDs 31 of 50 – Relates to any operating, savings, credit, investment, trust, escrow or other accounts in which United, Fathi, Mike, NejeH and Yusuf Yusuf or any company which they have more that 49% control, have or had any interest in the Virgin Islands or elsewhere, including, but not limited to Jordan and West Bank, Palestine, from 1986 to date.

Attorney Perrell agreed that no more information would be forthcoming for the RFPDs related to the Y-11 Lifestyle Analysis and therefore RFPDs 31 is ready for Hamed's Motion to Compel.

~~RFPDs 32 of 50 – Relates to all documents relating to all assets of United, Fathi, Mike, NejeH and Yusuf Yusuf as of September 12, 2012 and the value of such assets.~~

~~Attorney Perrell agreed that no more information would be forthcoming for the RFPDs related to the Y-11 Lifestyle Analysis and therefore this RFPDs is ready for Hamed's Motion to Compel.~~

~~RFPDs 33 of 50 – Relates to any allocation set forth in Exhibits 1-5, please produce all underlying documents relating to any such allocation~~

~~Once the stipulation, "2018-11-26 With Greg's requested changes – mutuality – Joint Stipulation re docs fact positions not disclosed v.2," emailed to Attorneys Hodges and Perrell by Attorney Hartmann on November 26, 2018 is signed by both parties, this interrogatory will be withdrawn.~~

~~RFPDs 34 of 50 – Relates to all documents that rent is due from the Partnership to United for Bay 5 and Bay 8.~~

~~Attorney Perrell stated that this RFPDs will be supplemented by December 15, 2018.~~

~~RFPDs 40 of 50 – Relates to all documents relating to gifts to Mafi Hamed and Shawn Hamed and/or their spouses at the time of their weddings to Yusuf daughters as to Fathi Yusuf or his spouse or his daughters seeking return, credit or offset in divorce proceedings.~~

~~Attorney Perrell stated that this RFPDs will be supplemented by December 15, 2018.~~

Requests to Admit

RTA 18 – Relates to no credit for expired (spoiled) inventory discovered at Plaza Extra West

Hamed withdraws RTA 18.

RTA 22 – Relates to the half-acre in Estate Tutu

Attorney Perrell agreed to respond to RTA 22 by December 15, 2018.

RTA 29 – Relates to loss of assets due to wrongful dissolution - attorney's fees

Hamed withdraws RTA 29.

RTA 37 – Relates to the Partners agreement that when the Partnership was formed, Fathi Yusuf would provide the services and use of United by the Partnership and the Partnership operated the three Plaza Extra Stores that way

Attorney Perrell agreed to respond to RTA 37 by December 15, 2018.

Sincerely,



Carl J. Hartmann

cc: Greg Hodges, Joel Holt and Kim Japinga

Exhibit 17

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.

**EXHIBIT
17**

**HAMED'S FIFTH REQUEST
FOR THE PRODUCTION OF DOCUMENTS 28-36 OF 50
TO YUSUF PURSUANT TO THE CLAIMS DISCOVERY PLAN OF 1/29/2018**

References to "Exhibits" are to the Exhibits to Yusuf's First Set Of Discovery served on Hamed on March 23, 2018.

RFPDs 28 of 50:

SUBSTANTIALLY THE SAME AS YUSUF RFPD 2. Please produce any and all financial statements or applications for financing for United, as well as Fathi, Mike, Nejeh and Yusuf Yusuf or any company controlled more than 49%, submitted to any person or institution from September 17, 2006 to present.

Response:

RFPDs 29 of 50:

SUBSTANTIALLY THE SAME AS YUSUF RFPD 4. Please produce copies of any accountings prepared by or on behalf of United or any member of the Hamed or Yusuf families in the Criminal Case to demonstrate the Partnership's or United's income.


Response: —



RFPDs 30 of 50:

SUBSTANTIALLY THE SAME AS YUSUF RFPD 5. Please produce copies of all original tax returns filed by United, Fathi, Mike, Nejeh and Yusuf Yusuf from 1986 to date.

Response:



RFPDs 31 of 50:

SUBSTANTIALLY THE SAME AS YUSUF RFPD 6. Please produce copies of all documents including statements relating to any operating, savings, credit, investment, trust, escrow or other accounts in which United, Fathi, Mike, NejeH and Yusuf Yusuf or any company which they have more than 49% control, have or had any interest in the Virgin Islands or elsewhere, including, but not limited to Jordan and West Bank, Palestine, from 1986 to date.

Response:

~~**RFPDs 32 of 50:**~~

~~**SUBSTANTIALLY THE SAME AS YUSUF RFPD 7.** Please produce all documents relating to all assets of United, Fathi, Mike, NejeH and Yusuf Yusuf as of September 12, 2012 and the value of such assets.~~

~~**Response:**~~

RFPDs 33 of 50:

SUBSTANTIALLY THE SAME AS YUSUF RFPD 8. For any allocation set forth in Exhibits 1-5, please produce all underlying documents relating to any such allocation.

~~**Response:**~~

RFPDs 34 of 50:

SUBSTANTIALLY THE SAME AS YUSUF RFPD 9. Please produce all documents relating to your claim that rent is due from the Partnership to occupying Bay 5 and Bay 8.

Response:

RFPDs 35 of 50:

SUBSTANTIALLY THE SAME AS YUSUF RFPD 10. For any debts Yusuf claims are owed by the Partnership in Exhibit 6, please provide any documents or supporting evidence which supports these debts of the Partnership.

Response:

 **RFPDs 36 of 50:**

SUBSTANTIALLY THE SAME AS YUSUF RFPD 11. As to the accounts of Fathi, Mike, Nejeh and Yusuf Yusuf, please produce copies of any and all bank or investment account statements for the period from September 17, 2006 to date.

Response:

Dated: March 25, 2018



Carl J. Hartmann III, Esq.
Co-Counsel for Plaintiff
5000 Estate Coakley Bay, L6
Christiansted, VI 00820
Email: carl@carlhartmann.com
Tele: (340) 719-8941

Joel H. Holt, Esq.
Counsel for Plaintiff
Law Offices of Joel H. Holt
2132 Company Street,
Christiansted, VI 00820
Email: holtvi@aol.com
Tele: (340) 773-8709
Fax: (340) 773-867

CERTIFICATE OF SERVICE

I hereby certify that on this 25th day of March, 2018, I served a copy of the foregoing by email (CaseAnywhere ECF), as agreed by the parties, on:

Hon. Edgar Ross
Special Master
% edgarrossjudge@hotmail.com

Gregory H. Hodges
Stefan Herpel
Charlotte Perrell
Law House, 10000 Frederiksberg Gade
P.O. Box 756
St. Thomas, VI 00802
ghodges@dtflaw.com

Mark W. Eckard
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1132 King Street, Suite 3
Christiansted, VI 00820
jeffreymlaw@yahoo.com



CERTIFICATE OF COMPLIANCE WITH RULE 6-1(e)

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



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

WALEED HAMED, as Executor of the)
Estate of MOHAMMAD HAMED,)
)
Plaintiff/Counterclaim Defendant,)

v.)

FATHI YUSUF and UNITED CORPORATION,)
)
Defendants/Counterclaimants,)

v.)

CIVIL NO. SX-12-CV-370

ACTION FOR INJUNCTIVE
RELIEF, DECLARATORY
JUDGMENT, AND
PARTNERSHIP DISSOLUTION,
WIND UP, AND ACCOUNTING

WALEED HAMED, WAHEED HAMED,)
MUFEED HAMED, HISHAM HAMED, and)
PLESSEN ENTERPRISES, INC.,)
Additional Counterclaim Defendants.)

Consolidated With

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

v.)

UNITED CORPORATION,)
)
Defendant.)

CIVIL NO. SX-14-CV-287

ACTION FOR DAMAGES AND
DECLARATORY JUDGMENT

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

v.)

FATHI YUSUF,)
Defendant.)

CIVIL NO. SX-14-CV-278

ACTION FOR DEBT AND
CONVERSION

FATHI YUSUF and)
UNITED CORPORATION,)
)
Plaintiffs,)

v.)

CIVIL NO. ST-17-CV-384

ACTION TO SET ASIDE
FRAUDULENT TRANSFERS

THE ESTATE OF MOHAMMAD HAMED,)
Waleed Hamed as Executor of the Estate of)
Mohammad Hamed, and)
THE MOHAMMAD A. HAMED LIVING TRUST,)
)
Defendants.)

Claim Y-12

DUDLEY, TOPPER
AND FEUERZEIG, LLP
1000 Frederiksberg Gade
P.O. Box 756
St. Thomas, U.S. V.I. 00804-0756
(340) 774-4422

**RESPONSE TO HAMED'S FIFTH REQUEST FOR PRODUCTION OF DOCUMENTS
NOS. 28-36 OF 50 PURSUANT TO THE CLAIMS DISCOVERY PLAN**

~~Defendant/Counterclaimants Fathi Yusuf ("Yusuf") and United Corporation~~
("United")(collectively, the "Defendants") through their attorneys, Dudley, Topper and
Feuerzeig, LLP, hereby provide their Responses to Hamed's Fifth Request for Production of
Documents Pursuant to the Claims Discovery Plan of 1/29/2018.

GENERAL OBJECTIONS

Defendants make the following general objections to the Requests for Production. These
general objections apply to all or many of the Requests for Production, thus, for convenience,
they are set forth herein and are not necessarily repeated after each objectionable Requests for
Production. The assertion of the same, similar, or additional objections in the individual
responses to the Requests for Production, or the failure to assert any additional objections to a
discovery request does not waive any of Defendants' objections as set forth below:

(1) Defendants object to these Requests for Production to the extent they may impose
obligations different from or in addition to those required under the Virgin Islands Rules of Civil
Procedure.

(2) Defendants object to these Requests for Production to the extent that they use the
words "any" and "all" as being overly broad, unduly burdensome, immaterial, irrelevant, and not
reasonably calculated to lead to the discovery of admissible evidence.

(3) Defendants object to these Requests for Production to the extent they seek
~~information which is protected by the attorney-client privilege or work-product doctrine,~~

DUDLEY, TOPPER
AND FEUERZEIG, LLP

1000 Frederiksberg Gade

P.O. Box 756

St. Thomas, U.S. V.I. 00804 0756

(340) 774-4422



RFPDs 30 of 50:

SUBSTANTIALLY THE SAME AS YUSUF RFPD 5. Please produce copies of all original tax returns filed by United, Fathi, Mike, Negeh and Yusuf Yusuf from 1986 to date.

Response:

Defendants object to this Request for Production as vague, ambiguous, and compound such that the total number of Requests for Production together with their sub parts and other discovery exceeds the maximum allowable number of Requests for Production under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of Requests for Production.

Defendants further object to this Request for Production because it seeks personal financial information concerning Yusuf's sons, who are not parties to this case.

Defendants further object to this Request for Production because it seeks personal information when there has been no allegation that monies were removed from the partnership by any member of the Yusuf family which were not otherwise disclosed to the Hameds. Furthermore, unlike the Hameds, the Yusufs had sources of income other than the partnership which would account for income and assets in excess of the funds acknowledged to have been withdrawn from the partnership. Hence, the discovery is irrelevant because "the proposed discovery is not relevant to any party's claim or defense." V.I. R. Civ. P. 26(b)(2)(C)(iii).



RFPDs 31 of 50:

SUBSTANTIALLY THE SAME AS YUSUF RFPD 6. Please produce copies of all documents including statements relating to any operating, savings, credit, investment, trust, escrow or other accounts in which United, Fathi, Mike, Negeh and Yusuf Yusuf or any company which they have more that 49% control, have or had any interest in the Virgin Islands or elsewhere, including, but not limited to Jordan and West Bank, Palestine, from 1986 to date.

Response:

Defendants object to this Request for Production as vague, ambiguous, and compound such that the total number of Requests for Production together with their sub parts and other discovery exceeds the maximum allowable number of Requests for Production under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of Requests for Production.

Defendants further object to this Request for Production because it seeks personal financial information concerning Yusuf's sons, who are not parties to this case.

Defendants further object to this Request for Production because it seeks personal information when there has been no allegation that monies were removed from the partnership by any member of the Yusuf family which were not otherwise disclosed to the Hameds. Furthermore, unlike the Hameds, the Yusufs had sources of income other than the partnership which would account for income and assets in excess of the funds acknowledged to have been withdrawn from the partnership. Hence, the discovery is irrelevant because "the proposed discovery is not relevant to any party's claim or defense." V.I. R. Civ. P. 26(b)(2)(C)(iii).

RFPDs 35 of 50:

SUBSTANTIALLY THE SAME AS YUSUF RFPD 10. For any debts Yusuf claims are owed by the Partnership in Exhibit 6, please provide any documents or supporting evidence which supports these debts of the Partnership.

Response:

See Exhibits attached to Yusuf's original Accounting Claims and Proposed Distribution previously served upon counsel for Hamed on September 30, 2016 as well as the referenced Bi-Monthly Reports.

RFPDs 36 of 50:

SUBSTANTIALLY THE SAME AS YUSUF RFPD 11. As to the accounts of Fathi, Mike, Nejeh and Yusuf Yusuf, please produce copies of any and all bank or investment account statements for the period from September 17, 2006 to date.

Response:

Defendants object to this Request for Production as vague, ambiguous, and compound such that the total number of Requests for Production together with their sub parts and other discovery exceeds the maximum allowable number of Requests for Production under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of Requests for Production.

Defendants further object to this Request for Production because it seeks personal financial information concerning Yusuf's sons, who are not parties to this case.

Defendants further object to this Request for Production because it seeks personal information when there has been no allegation that monies were removed from the partnership by any member of the Yusuf family which were not otherwise disclosed to the Hameds. Furthermore, unlike the Hameds, the Yusufs had sources of income other than the partnership which would account for income and assets in excess of the funds acknowledged to have been withdrawn from the partnership. Hence, the discovery is irrelevant because "the proposed discovery is not relevant to any party's claim or defense." V.I. R. Civ. P. 26(b)(2)(C)(iii).

DUDLEY, TOPPER AND FEUERZEIG, LLP

DATED: May 5th, 2018

By: 

CHARLOTTE K. PERRELL

(V.I. Bar #1281)

Law House

1000 Frederiksberg Gade - P.O. Box 756

St. Thomas, VI 00804-0756

Telephone: (340) 715-4422

Facsimile: (340) 715-4400

E-Mail: cperrell@dtflaw.com

*Attorneys for Fathi Yusuf and United
Corporation*

**DUDLEY, TOPPER
AND FEUERZEIG, LLP**

1000 Frederiksberg Gade

P.O. Box 756

St. Thomas, U.S. V.I. 00804-0756

(340) 774-4422

HAMD660393

Exhibit 19

CARL J. HARTMANN III
ATTORNEY-AT-LAW
2940 BROOKWIND DR.
HOLLAND, MI 49424

TELEPHONE
(340) 642-4422

EMAIL
CARL@CARLHARTMANN.COM

ADMITTED: USVI & DC

June 28, 2021

Charlotte Perrell, Esq
Dudley Newman Feuerzeig LLP
P.O. Box 756
St. Thomas, VI 00804-0756

Via Email Only

RE: Request for Rule 37 Conference re Claims Discovery Responses

Dear Attorney Perrell,

This is a request for a Rule 37 conference regarding Hamed's RFPDs 36 of 50, propounded during the claims discovery process. As you know, Judge Ross has entered a Second Amended Scheduling Order on June 14, 2021. Any motion to compel must be filed by August 16, 2021. As this request covers one item, I suggest that we meet this week to resolve the matter.

Hamed's original document request, filed on March 25, 2018, asked for the following:

Hamed RFPDs 36 of 50

SUBSTANTIALLY THE SAME AS YUSUF RFPD 11. As to the accounts of Fathi, Mike, Nejeah and Yusuf Yusuf, please produce copies of any and all bank or investment account statements for the period from September 17, 2006 to date.

On May 15, 2018, Yusuf declined to answer:

Yusuf's Response to RFPDs 36 of 50

Defendants object to this Request for Production as vague, ambiguous, and compound such that the total number of Requests for Production together with their sub parts and other discovery exceeds the maximum allowable number of Requests for Production under the JDSP and violates both the spirit and the terms of the JDSP limiting the number of Requests for Production.

EXHIBIT
19

HAMD682180

Defendants further object to this Request for Production because it seeks personal financial information concerning Yusuf's sons, who are not parties to this case.

Defendants further object to this Request for Production because it seeks personal information when there has been no allegation that monies were removed from the partnership by any member of the Yusuf family which were not otherwise disclosed to the Hameds. Furthermore, unlike the Hameds, the Yusufs had sources of income other than the partnership which would account for income and assets in excess of the funds acknowledged to have been withdrawn from the partnership. Hence, the discovery is irrelevant because "the proposed discovery is not relevant to any party's claim or defense." V.I. R. Civ. P. 26(b)(2)(C)(iii).

Deficiency for RFPDs 36 of 50: V.I. R. Civ. P. 26(b)(1) states "[p]arties may obtain discovery regarding any nonprivileged matter that is relevant to any party's claim or defense." This request is directly related to Hamed's ability to respond to Yusuf's claims Y-10 Partnership Withdrawals, Y-11 Lifestyle Analysis and Y-12 Foreign Accounts and Jordanian Property.

In order to ensure that all Partnership withdrawals are accurately accounted for, Hamed needs to examine the bank statements and investment accounts of Fathi, Mike, Nejeh and Yusuf Yusuf from September 17, 2006 to March 9, 2015 (the transfer of ownership date for the East and West Plaza Extra stores) to determine any deposits of Partnership funds going into their accounts. Without that information, it will be impossible for Hamed to show an offset to the amount the Hameds had and thereby defend itself against Yusuf's Y-10 Partnership Withdrawals claim.

The Yusuf's Y-11 Lifestyle Analysis also presents the same issue. Yusuf is contending that the Hameds took more in Partnership funds than the Yusufs. They make this claim by, among other things, reviewing deposits made to the Hameds' bank and brokerage accounts. Hamed would like to review the Yusufs' statements as well. Hamed does not want to rely on the information provided by BDO, the Yusuf's expert, because in its report, BDO notes that it did not look at any documents after 2012. Also, in its Assumptions and Limitations section, BDO states "[w]e do not express an opinion or provide any other form of assurance on the completeness or accuracy of the information." (p. 3)

Hamed also needs this information for foreign bank accounts in order to provide a defense to Yusuf's Y-12 Foreign Accounts and Jordanian Property claims. Yusuf has listed a number of Hamed accounts that Yusuf claims has Partnership funds in them. Hamed requests documentation for the Yusufs' foreign bank accounts and investments to determine whether the Yusuf family has Partnership funds in their foreign bank and investment accounts.

I look forward to hearing from you.

Sincerely,

A handwritten signature in blue ink, appearing to read "Carl J. Hartmann III", with a long horizontal flourish extending to the right.

Carl J. Hartmann III

cc. Stefan Herpel

Exhibit 20

From: [Charlotte Perrell](#)
To: "[Kim Japinga](#)"; [Stefan Herpel](#)
Cc: holtvi@aol.com; [Carl Hartmann](#)
Subject: RE: Hamed v Yusuf: Request for a Rule 37 Conference
Date: Thursday, July 1, 2021 3:39:25 PM

Carl,

Good afternoon.

I have not forgotten about your email. I want to review the issue with Mr. Yusuf upon his return. I understand that he is getting back within the next few days. As soon as I discuss with him, then I will give you a call.

Thank you,

Charlotte

EXHIBIT 20

Charlotte K. Perrell, Esq.
PARTNER

Law House
1000 Frederiksberg Gade
St. Thomas, USVI 00802-6736

(340) 774-4422 Switchboard
(340) 715-4484 Direct

Email: cperrell@DNFvi.com
www.DNFvi.com



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From: Kim Japinga <kim@japinga.com>

Sent: Sunday, June 27, 2021 6:07 PM

To: Charlotte Perrell <Cperrell@dnfvi.com>; Stefan Herpel <sherpel@dnfvi.com>

Cc: holtvi@aol.com; Carl Hartmann <carl@carlhartmann.com>

Subject: Hamed v Yusuf: Request for a Rule 37 Conference

Good afternoon,

Attached is a letter requesting a Rule 37 conference from Carl. The conference shouldn't take long, as it is only one document request.

Thanks, Kim

Exhibit 21

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

JAN 04 2005

UNITED STATES OF AMERICA, and
GOVERNMENT OF THE VIRGIN ISLANDS,
Plaintiff,

v.

FATHI YUSUF MOHAMAD YUSUF,
aka Fathi Yusuf,
WALEED MOHAMMAD HAMED,
aka Wally Hamed,
WAHEED MOHAMMED HAMED,
aka Willie Hamed,
MAHER FATHI YUSUF,
aka Mike Yusuf,
ISAM MOHAMAD YOUSUF,
aka Sam Yousuf,
NEJEH FATHI YUSUF, and
UNITED CORPORATION
dba Plaza Extra,
Defendants.

CRIMINAL NO. 2003-147

DRAFT SUMMARY SCHEDULES

EXHIBIT
21

United States & The Government of the Virgin Islands v. Fathi Yusuf Mohammed Yusuf, et. al.
Draft Summary Schedules

INDEX

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TAB C	Summary Gross Income Analysis, Plaza Extra, 1998
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TAB E	Summary Gross Income Analysis, Plaza Extra, 2000
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TAB G	Computation of Corrected Income and Tax, United Corporation, 1996 - 2001
TAB H	Schedule of Additional Business Deductions for United Corporation
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TAB J	Deposit Analysis, Banque Francaise Commerciale, Fathi Yusuf Account 40606387790
TAB K	Deposit Analysis, Banque Francaise Commerciale, Hamdan Diamond Corporation, Account 40606388790
TAB L	Deposit Analysis, Cairo Amman Bank, Fathi Yusuf, Account 02503172349
TAB M	Deposit Analysis, Cairo Amman Bank, Fathi Yusuf, Account 02528172349
TAB N	Deposit Analysis, Bank of Nova Scotia, Fathi Yusuf, Account 058-00365610



DEPOSIT ANALYSIS

FATHI YUSUF
Banque Francaise Commerciale
Acc: 40606387790



DEPOSIT DATE	GROSS DEPOSIT	CASH WH	NET DEPOSIT	ITEM SOURCE	AMOUNT	CURRENCY	CHECKS	TRANSFER	OTHER NON-INCOME	INTEREST	UNIDENTIFIED
06/10/1996	5,000.00		5,000.00	Currency	5,000.00	5,000.00					
06/21/1996	40,000.00		40,000.00	Currency	40,000.00	40,000.00					
06/26/1996	50,000.00		50,000.00	Currency	50,000.00	50,000.00					
07/01/1996	40,000.00		40,000.00	Currency	40,000.00	40,000.00					
07/04/1996	50,000.00		50,000.00	Currency	50,000.00	50,000.00					
07/05/1996	30,000.00		30,000.00	Currency	30,000.00	30,000.00					
07/10/1996	50,000.00		50,000.00	Currency	50,000.00	50,000.00					
07/11/1996	50,000.00		50,000.00	Currency	50,000.00	50,000.00					
07/15/1996	50,000.00		50,000.00	Currency	50,000.00	50,000.00					
07/16/1996	50,000.00		50,000.00	Currency	50,000.00	50,000.00					
08/08/1996	10,000.00		10,000.00	Currency	10,000.00	10,000.00					
	<u>425,000.00</u>		<u>425,000.00</u>		<u>425,000.00</u>	<u>425,000.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
03/20/1998	70,000.00		70,000.00	Currency	70,000.00	70,000.00					
04/23/1998	100,000.00		100,000.00	Currency	100,000.00	100,000.00					
04/24/1998	100,000.00		100,000.00	Currency	100,000.00	100,000.00					
04/28/1998	100,000.00		100,000.00	Currency	100,000.00	100,000.00					
04/29/1998	100,000.00		100,000.00	Currency	100,000.00	100,000.00					
04/30/1998	129,900.00		129,900.00	Currency	129,900.00	129,900.00					
05/04/1998	100,000.00		100,000.00	Currency	100,000.00	100,000.00					
05/05/1998	100,000.00		100,000.00	Currency	100,000.00	100,000.00					
05/07/1998	100,000.00		100,000.00	Currency	100,000.00	100,000.00					
05/12/1998	70,000.00		70,000.00	Currency	70,000.00	70,000.00					
05/15/1998	50,000.00		50,000.00	Isam Yousuf	50,000.00				50,000.00		
08/17/1998	- 35,000.00		35,000.00	Currency	35,000.00	35,000.00					
11/18/1998	500,000.00		500,000.00	Banque Francaise Commerciale	500,000.00				500,000.00		
11/18/1998	5,860.27		5,860.27	Banque Francaise Commerciale	5,860.27					5,860.27	
	<u>1,560,760.27</u>		<u>1,560,760.27</u>		<u>1,560,760.27</u>	<u>1,004,900.00</u>	<u>0.00</u>	<u>0.00</u>	<u>550,000.00</u>	<u>5,860.27</u>	<u>0.00</u>
08/24/2000	8.75		8.75	Currency	8.75						
	<u>8.75</u>		<u>8.75</u>		<u>8.75</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>

DRAFT

DEPOSIT ANALYSIS

HAMDAN DIAMOND CORPORATION
 Banque Française Commerciale
 Acct. 40606388790



DEPOSIT DATE	GROSS DEPOSIT	CASH W/H	NET DEPOSIT	ITEM SOURCE	AMOUNT	CURRENCY	CHECKS	TRANSFER	OTHER NON-INCOME	INTEREST	UNIDENTIFIED
6/26/96	10,000.00		10,000.00	Currency	10,000.00	10,000.00					
7/22/96	50,000.00		50,000.00	Currency	50,000.00	50,000.00					
7/23/96	50,000.00		50,000.00	Currency	50,000.00	50,000.00					
7/24/96	50,000.00		50,000.00	Currency	50,000.00	50,000.00					
7/26/96	50,000.00		50,000.00	Currency	50,000.00	50,000.00					
7/30/96	200,000.00		200,000.00	Currency	200,000.00	200,000.00					
7/31/96	200,000.00		200,000.00	Currency	200,000.00	200,000.00					
8/1/96	250,000.00		250,000.00	Currency	250,000.00	250,000.00					
8/2/96	200,000.00		200,000.00	Currency	200,000.00	200,000.00					
8/5/96	200,000.00		200,000.00	Currency	200,000.00	200,000.00					
8/6/96	200,000.00		200,000.00	Currency	200,000.00	200,000.00					
8/7/96	200,000.00		200,000.00	Currency	200,000.00	200,000.00					
8/8/96	200,000.00		200,000.00	Currency	200,000.00	200,000.00					
8/9/96	200,000.00		200,000.00	Currency	200,000.00	200,000.00					
8/14/96	100,000.00		100,000.00	Currency	100,000.00	100,000.00					
8/19/96	100,000.00		100,000.00	Currency	100,000.00	100,000.00					
8/21/96	100,000.00		100,000.00	Currency	100,000.00	100,000.00					
10/11/96	40,000.00		40,000.00	Currency	40,000.00	40,000.00					
	<u>2,400,000.00</u>		<u>2,400,000.00</u>		<u>2,400,000.00</u>	<u>2,400,000.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
3/20/98	60,000.00		60,000.00	Currency	60,000.00	60,000.00					
4/23/98	21,000.00		21,000.00	Currency	21,000.00	21,000.00					
4/27/98	100,000.00		100,000.00	Currency	100,000.00	100,000.00					
4/29/98	100,000.00		100,000.00	Currency	100,000.00	100,000.00					
5/4/98	80,000.00		80,000.00	Currency	80,000.00	80,000.00					
5/6/98	100,000.00		100,000.00	Currency	100,000.00	100,000.00					
5/7/98	100,000.00		100,000.00	Currency	100,000.00	100,000.00					
5/11/98	60,000.00		60,000.00	Currency	60,000.00	60,000.00					
11/18/98	200,000.00		200,000.00	Banque Francaise Commerciale	200,000.00				200,000.00		
11/18/98	2,344.11		2,344.11	Banque Francaise Commerciale	2,344.11					2,344.11	
	<u>823,344.11</u>		<u>823,344.11</u>		<u>823,344.11</u>	<u>621,000.00</u>	<u>0.00</u>	<u>0.00</u>	<u>200,000.00</u>	<u>2,344.11</u>	<u>0.00</u>
1/11/00	50,000.00		50,000.00	Currency	50,000.00	50,000.00					
1/11/00	70,000.00		70,000.00	Currency	70,000.00	70,000.00					
1/13/00	80,000.00		80,000.00	Currency	80,000.00	80,000.00					
1/14/00	75,000.00		75,000.00	Currency	75,000.00	75,000.00					
1/17/00	90,000.00		90,000.00	Currency	90,000.00	90,000.00					
1/18/00	65,000.00		65,000.00	Currency	65,000.00	65,000.00					
1/20/00	45,000.00		45,000.00	Currency	45,000.00	45,000.00					
4/11/00	723,000.00		723,000.00	Banque Francaise Commerciale	723,000.00				723,000.00		
4/11/00	9,745.00		9,745.00	Banque Francaise Commerciale	9,745.00					9,745.00	
7/11/00	732,745.00		732,745.00	Banque Francaise Commerciale	732,745.00				732,745.00		

RAFT

HAMDAN DIAMOND CORPORATION
 Banque Francaise Commerciale
 Acct. 40606388780

DEPOSIT DATE	GROSS DEPOSIT	CASH W/H	NET DEPOSIT	ITEM SOURCE	AMOUNT	CURRENCY	CHECKS	TRANSFER	OTHER NON-INCOME	INTEREST	UNIDENTIFIED
7/11/00	10,340.00		10,340.00	Banque Francaise Commerciale	10,340.00					10,340.00	
8/24/00	743,085.00		743,085.00	Banque Francaise Commerciale	743,085.00				743,085.00		
8/24/00	5,473.00		5,473.00	Banque Francaise Commerciale	5,473.00					5,473.00	
	<u>2,699,388.00</u>		<u>2,699,388.00</u>		<u>2,699,388.00</u>	<u>475,000.00</u>	<u>0.00</u>	<u>0.00</u>	<u>2,198,830.00</u>	<u>25,558.00</u>	<u>0.00</u>

DRAFT

FY 010157

YUSF113604

DEPOSIT ANALYSIS

FATHI YUSUF
Cairo Amman Bank
Acct. #02/503/172349



DEPOSIT DATE	GROSS DEPOSIT	CASH W/H	NET DEPOSIT	ITEM SOURCE	AMOUNT	CURRENCY	CHECKS	TRANSFER	OTHER NON-INCOME	INTEREST	UNIDENTIFIED
03/19/98	100.00		100.00	US CURRENCY	100.00	100.00					
07/11/98	50,000.00		50,000.00	US CURRENCY	50,000.00	50,000.00					
09/06/98	2,950.00		2,950.00	ABDELGADER M. DAAS	2,950.00		2,950.00				
09/06/98	2,777.41		2,777.41	ABDELGADER M. DAAS	2,777.41		2,777.41				
09/06/98	2,991.70		2,991.70	ABDELGADER M. DAAS	2,991.70		2,991.70				
09/06/98	2,698.90		2,698.90	ABDELGADER M. DAAS	2,698.90		2,698.90				
09/06/98	2,858.50		2,858.50	ABDELGADER M. DAAS	2,858.50		2,858.50				
09/06/98	2,879.98		2,879.98	ABDELGADER M. DAAS	2,879.98		2,879.98				
09/06/98	700.00		700.00	ABUDE LOWE	700.00		700.00				
09/06/98	73,259.50		73,259.50	ELI WITT COMPANY	73,259.50		73,259.50				
09/06/98	2,784.40		2,784.40	ERIKA SAMUEL	2,784.40		2,784.40				
09/06/98	2,998.48		2,998.48	ERIKA SAMUEL	2,998.48		2,998.48				
09/06/98	700.00		700.00	FIDA SALEH	700.00		700.00				
09/06/98	2,200.00		2,200.00	HENRY GUERRERO	2,200.00		2,200.00				
09/06/98	2,862.48		2,862.48	HISHAM HAMED	2,862.48		2,862.48				
09/06/98	2,801.98		2,801.98	HISHAM HAMED	2,801.98		2,801.98				
09/06/98	2,784.40		2,784.40	HISHAM HAMED	2,784.40		2,784.40				
09/06/98	2,998.48		2,998.48	HISHAM MOHAMMAD	2,998.48		2,998.48				
09/06/98	1,000.00		1,000.00	JOSE DOMINGUEZ	1,000.00		1,000.00				
09/06/98	2,990.05		2,990.05	NAJAH YUSUF	2,990.05		2,990.05				
09/06/98	2,995.48		2,995.48	NAJAH YUSUF	2,995.48		2,995.48				
09/06/98	5,544.00		5,544.00	PLAZA EXTRA	5,544.00		5,544.00				
09/06/98	5,673.46		5,673.46	PLAZA EXTRA	5,673.46		5,673.46				
09/06/98	2,889.90		2,889.90	REYAD HAMDAN	2,889.90		2,889.90				
09/06/98	2,501.85		2,501.85	REYAD HAMDAN	2,501.85		2,501.85				
09/06/98	2,940.50		2,940.50	REYAD HAMDAN	2,940.50		2,940.50				
09/06/98	700.00		700.00	SHAM ASAD	700.00		700.00				
09/06/98	3,020.00		3,020.00	TOMMY BRADY	3,020.00		3,020.00				
09/06/98	700.00		700.00	TRAVELER'S CHECKS	700.00		700.00				
09/06/98	7,100.00		7,100.00	TRAVELER'S CHECKS	7,100.00		7,100.00				
09/06/98	68,000.00		68,000.00	TRAVELER'S CHECKS	68,000.00		68,000.00				
09/06/98	4,000.00		4,000.00	TRAVELER'S CHECKS	4,000.00		4,000.00				
09/06/98	5,400.00		5,400.00	TRAVELER'S CHECKS	5,400.00		5,400.00				
09/06/98	50,000.00		50,000.00	TRAVELER'S CHECKS	50,000.00		50,000.00				
09/06/98	2,862.48		2,862.48	WILLIE HAMED	2,862.48		2,862.48				
09/06/98	700.00		700.00	WILLIE MOHAMMAD	700.00		700.00				
10/03/98	29,468.50		29,468.50	A AND M EXPORTERS	29,468.50		29,468.50				

DRAFT

FY 010158

YUSF113605

DEPOSIT ANALYSIS

FATHI YUSUF Cairo Amman Bank Acct. #02/503/172349											
DEPOSIT DATE	GROSS DEPOSIT	CASH WH	NET DEPOSIT	ITEM SOURCE	AMOUNT	CURRENCY	CHECKS	TRANSFER	OTHER NON-INCOME	INTEREST	UNIDENTIFIED
10/03/98	50,000.00		50,000.00	JOSE RAMON	50,000.00		50,000.00				
10/03/98	100,000.00		100,000.00	JOSE RAMON	100,000.00		100,000.00				
10/27/98	2,805.00		2,805.00	ABDELGADER M. DAAS	2,805.00		2,805.00				
10/27/98	4,126.83		4,126.83	ALI HASSEN	4,126.83		4,126.83				
10/27/98	2,000.00		2,000.00	US CURRENCY	2,000.00		2,000.00				
10/27/98	2,580.00		2,580.00	DON DUNGAN	2,580.00		2,580.00				
10/27/98	9,500.00		9,500.00	HISHAM HAMED	9,500.00		9,500.00				
10/27/98	400.00		400.00	HISHAM HAMED	400.00		400.00				
10/27/98	2,999.10		2,999.10	HISHAM HAMED	2,999.10		2,999.10				
10/27/98	9,984.54		9,984.54	HISHAM HAMED	9,984.54		9,984.54				
10/27/98	2,896.00		2,896.00	JOHN SMITH	2,896.00		2,896.00				
10/27/98	10,000.00		10,000.00	MALIK SHALHOUT	10,000.00		10,000.00				
10/27/98	17,000.00		17,000.00	MALIK SHALHOUT	17,000.00		17,000.00				
10/27/98	16,500.00		16,500.00	MALIK SHALHOUT	16,500.00		16,500.00				
10/27/98	6,500.00		6,500.00	MALIK SHALHOUT	6,500.00		6,500.00				
10/27/98	9,950.00		9,950.00	MALIK SHALHOUT	9,950.00		9,950.00				
10/27/98	2,969.50		2,969.50	REYAD HAMDAN	2,969.50		2,969.50				
10/27/98	2,982.17		2,982.17	SAM DAVIS	2,982.17		2,982.17				
10/27/98	2,899.60		2,899.60	WAHEED HAMED	2,899.60		2,899.60				
10/29/98	50,000.00		50,000.00	US CURRENCY	50,000.00	50,000.00					
	665,925.17		665,925.17		665,925.17	100,100.00	565,825.17	0.00	0.00	0.00	0.00
04/26/99	3,869.04		3,869.04	PLAZA EXTRA	3,869.04		3,869.04				
04/26/99	44,000.00		44,000.00	PLAZA EXTRA	44,000.00		44,000.00				
04/26/99	9,014.40		9,014.40	PLAZA EXTRA	9,014.40		9,014.40				
04/26/99	756.75		756.75	PLAZA EXTRA	756.75		756.75				
04/26/99	4,720.20		4,720.20	PLAZA EXTRA	4,720.20		4,720.20				
04/26/99	4,300.00		4,300.00	WAHEED HAMED	4,300.00		4,300.00				
	66,660.39		66,660.39		66,660.39	0.00	66,660.39	0.00	0.00	0.00	0.00

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DEPOSIT ANALYSIS

FATHI YUSUF
 Cairo Amman Bank
 Acct. #02/528/172349



DEPOSIT DATE	GROSS DEPOSIT	CASH WITH	NET DEPOSIT	ITEM SOURCE	AMOUNT	CURRENCY	CHECKS	TRANSFER	OTHER NON-INCOME	INTEREST	UNIDENTIFIED
12/10/98	665,925.17		665,925.17	FATHI YUSUF	665,925.17			665,925.17			
12/31/98	1,532.54		1,532.54	INTEREST	1,532.54					1,532.54	
	<u>667,457.71</u>		<u>667,457.71</u>		<u>667,457.71</u>	-	-	<u>665,925.17</u>	-	<u>1,532.54</u>	-

01/03/99	8,000.00		8,000.00	ALI MOHAMMED	8,000.00		8,000.00				
01/03/99	9,000.00		9,000.00	DAVID MUHSEN	9,000.00		9,000.00				
01/03/99	10,025.00		10,025.00	JOHN IRVIN IV	10,025.00		10,025.00				
01/03/99	123,505.00		123,505.00	JOSE ROMAN	123,505.00		123,505.00				
01/03/99	9,300.00		9,300.00	MALIK SHALHOUT	9,300.00		9,300.00				
01/03/99	9,200.00		9,200.00	MALIK SHALHOUT	9,200.00		9,200.00				
01/03/99	9,100.00		9,100.00	MALIK SHALHOUT	9,100.00		9,100.00				
01/03/99	604.89		604.89	MIROPES MERCEDES	604.89		604.89				
01/03/99	500.00		500.00	PLAZA EXTRA	500.00		500.00				
01/03/99	8,234.16		8,234.16	PLAZA EXTRA	8,234.16		8,234.16				
01/03/99	10,000.00		10,000.00	PLAZA EXTRA	10,000.00				10,000.00		
01/03/99	10,310.37		10,310.37	PLAZA EXTRA	10,310.37		10,310.37				
01/03/99	10,378.92		10,378.92	PLAZA EXTRA	10,378.92		10,378.92				
01/03/99	5,400.00		5,400.00	SAMIR HAMID	5,400.00		5,400.00				
01/03/99	1,142.87		1,142.87	VIOLET ARMOUR	1,142.87		1,142.87				
01/03/99	100.00		100.00	WILLIE HAMED	100.00		100.00				
01/03/99	1,700.00		1,700.00	WILLIE HAMED	1,700.00		1,700.00				
01/25/99	165,000.00		165,000.00	ISLAND FAIR STORE	165,000.00		165,000.00				
01/31/99	2,528.51		2,528.51	INTEREST	2,528.51					2,528.51	
02/28/99	2,846.72		2,846.72	INTEREST	2,846.72					2,846.72	
03/31/99	3,581.81		3,581.81	INTEREST	3,581.81					3,581.81	
04/29/99	3,362.11		3,362.11	INTEREST	3,362.11					3,362.11	
05/30/99	66,660.39		66,660.39	FATHI YUSUF	66,660.39			66,660.39			
05/30/99	5,990.00		5,990.00	HISHAM HAMED	5,990.00		5,990.00				
05/30/99	192,143.67		192,143.67	ISAM YOUSEF	192,143.67		192,143.67				
05/30/99	179,273.64		179,273.64	MOHAMAD HAMDAN	179,273.64		179,273.64				
05/30/99	2,900.00		2,900.00	NAJAH YUSUF	2,900.00		2,900.00				
05/30/99	2,040.00		2,040.00	PLAZA EXTRA	2,040.00		2,040.00				
05/30/99	8,550.00		8,550.00	PLAZA EXTRA	8,550.00		8,550.00				
05/30/99	9,000.00		9,000.00	WAHEED HAMED	9,000.00		9,000.00				
05/30/99	39,605.31		39,605.31	ZUL MAR TRADING	39,605.31		39,605.31				
05/31/99	3,729.01		3,729.01	INTEREST	3,729.01					3,729.01	
06/30/99	3,816.84		3,816.84	INTEREST	3,816.84					3,816.84	
07/29/99	5,005.41		5,005.41	INTEREST	5,005.41					5,005.41	
08/12/99	3,005.95		3,005.95	FIDA SALEH	3,005.95		3,005.95				
08/12/99	2,900.50		2,900.50	HISHAM HAMED	2,900.50		2,900.50				
08/12/99	2,800.00		2,800.00	HISHAM HAMED	2,800.00		2,800.00				
08/12/99	45,304.58		45,304.58	NAJAH YUSUF	45,304.58		45,304.58				
08/12/99	300.00		300.00	NAJAH YUSUF	300.00		300.00				
08/12/99	2,850.00		2,850.00	PLAZA EXTRA	2,850.00		2,850.00				
08/12/99	4,817.68		4,817.68	PLAZA EXTRA	4,817.68		4,817.68				
08/12/99	23,186.00		23,186.00	PLAZA EXTRA	23,186.00		23,186.00				
08/12/99	8,104.96		8,104.96	PLAZA EXTRA	8,104.96		8,104.96				
08/12/99	3,925.15		3,925.15	PLAZA EXTRA	3,925.15		3,925.15				
08/12/99	17,596.70		17,596.70	ZUL MAR TRADING	17,596.70		17,596.70				
08/31/99	5,713.91		5,713.91	INTEREST	5,713.91					5,713.91	

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DEPOSIT ANALYSIS

FATH# YUSUF
Cairo Amman Bank
Accl. #02/528/172349

DEPOSIT DATE	GROSS DEPOSIT	CASH WITH	NET DEPOSIT	ITEM SOURCE	AMOUNT	CURRENCY	CHECKS	TRANSFER	OTHER NON-INCOME	INTEREST	UNIDENTIFIED
09/30/99	5,565.49		5,565.49	INTEREST	5,565.49					5,565.49	
10/31/99	5,795.91		5,795.91	INTEREST	5,795.91					5,795.91	
11/30/99	5,628.00		5,628.00	INTEREST	5,628.00					5,628.00	
12/30/99	5,646.50		5,646.50	INTEREST	5,646.50					5,646.50	
	<u>1,065,675.96</u>		<u>1,065,675.96</u>		<u>1,065,675.96</u>		<u>935,795.35</u>	<u>66,660.39</u>	<u>10,000.00</u>	<u>53,220.22</u>	

01/03/00	50,000.00		50,000.00	USD CASH DEPOSIT	50,000.00	50,000.00					
01/31/00	6,190.68		6,190.68	INTEREST	6,190.68					6,190.68	
02/14/00	75,000.00		75,000.00	ERIAS ELHAJ	75,000.00		75,000.00				
02/14/00	75,000.00		75,000.00	FAUD ELHAJ	75,000.00		75,000.00				
02/14/00	50,000.00		50,000.00	FRANCIS ELHAJ	50,000.00		50,000.00				
02/29/00	4,289.85		4,289.85	INTEREST	4,289.85					4,289.85	
03/21/00	308,000.00		308,000.00	ALI SULIAMAN	308,000.00		308,000.00				
03/21/00	8,400.00		8,400.00	ALI SULIAMAN	8,400.00		8,400.00				
03/21/00	9,990.00		9,990.00	PINE LAKE APTS	9,990.00		9,990.00				
03/21/00	236,000.00		236,000.00	SULIAMAN EXPORT	236,000.00		236,000.00				
03/30/00	4,792.45		4,792.45	INTEREST	4,792.45					4,792.45	
04/27/00	5,319.76		5,319.76	INTEREST	5,319.76					5,319.76	
05/31/00	7,143.09		7,143.09	INTEREST	7,143.09					7,143.09	
06/29/00	421.38		421.38	INTEREST	421.38					421.38	
07/31/00	1.13		1.13	INTEREST	1.13					1.13	
08/31/00	0.40		0.40	INTEREST	0.40					0.40	
09/28/00	0.33		0.33	INTEREST	0.33					0.33	
10/12/00	19,980.00		19,980.00	MISSING	19,980.00						19,980.00
10/31/00	31.13		31.13	INTEREST	31.13					31.13	
11/30/00	46.21		46.21	INTEREST	46.21					46.21	
12/31/00	47.86		47.86	INTEREST	47.86					47.86	
	<u>860,654.27</u>		<u>860,654.27</u>		<u>860,654.27</u>	<u>50,000.00</u>	<u>762,390.00</u>	<u>-</u>	<u>-</u>	<u>28,284.27</u>	<u>19,980.00</u>

01/31/01	47.97		47.97	INTEREST	47.97					47.97	
02/28/01	43.43		43.43	INTEREST	43.43					43.43	
03/29/01	45.07		45.07	INTEREST	45.07					45.07	
04/30/01	42.45		42.45	INTEREST	42.45					42.45	
05/31/01	40.47		40.47	INTEREST	40.47					40.47	
06/28/01	28.18		28.18	INTEREST	28.18					28.18	
07/31/01	32.89		32.89	INTEREST	32.89					32.89	
08/30/01	25.81		25.81	INTEREST	25.81					25.81	
09/30/01	23.41		23.41	INTEREST	23.41					23.41	
10/31/01	17.72		17.72	INTEREST	17.72					17.72	
11/29/01	15.39		15.39	INTEREST	15.39					15.39	
12/31/01	11.28		11.28	INTEREST	11.28					11.28	
	<u>374.07</u>		<u>374.07</u>		<u>374.07</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>374.07</u>	<u>-</u>

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Exhibit 22

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

MOHAMMAD HAMED, by his)
authorized agent **WALEED HAMED**,)
)
Plaintiff/Counterclaim Defendant,)

vs.)

FATHI YUSUF and UNITED CORPORATION,)
)
Defendants/Counterclaimants,)

vs.)

WALEED HAMED, WAHEED HAMED,)
MUFEED HAMED, HISHAM HAMED, and)
PLESSEN ENTERPRISES, INC.,)
)
Additional Counterclaim Defendants.)

CIVIL NO. SX-12-CV-370

ACTION FOR DAMAGES,
INJUNCTIVE RELIEF
AND DECLARATORY RELIEF

Consolidated With

MOHAMMAD HAMED,)
)
Plaintiff,)
v.)
UNITED CORPORATION,)
)
Defendant.)

CIVIL NO. SX-14-CV-287

ACTION FOR DAMAGES
AND DECLARATORY RELIEF

MOHAMMAD HAMED,)
)
Plaintiff,)
v.)
FATHI YUSUF,)
)
Defendant.)

CIVIL NO. SX-14-CV-278

ACTION FOR DEBT
AND CONVERSION

JURY TRIAL DEMANDED

**SUPPLEMENTATION OF YUSUF'S ACCOUNTING CLAIMS AND PROPOSED
DISTRIBUTION PLAN**

EXHIBIT
22

**DUDLEY, TOPPER
AND FEUERZEIG, LLP**
1000 Frederiksberg Gade
P.O. Box 756
St. Thomas, U.S. V.I. 00804-0756
(340) 774-4422

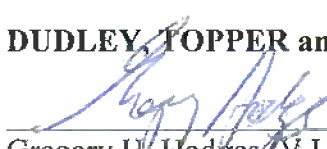
~~Defendant/counterclaimant Fathi Yusuf ("Yusuf"), through his undersigned counsel,~~ respectfully submits this Supplementation of § VI of his Accounting Claims And Proposed Distribution Plan (the "Claim"), which was submitted to the Master and counsel for plaintiff/counterclaim defendant Mohammad Hamed ("Hamed") on September 30, 2016.¹ Yusuf supplements § VI of his Claim with the "payment analysis" attached as **Exhibit R**, an English translation of the Arabic version of the declaration and undertaking of Hamed (the original Arabic version was attached as Exhibit O to the Claim) attached as **Exhibit S**, and, among other things, the invoices identified in the payment analysis (Exhibit R) in both English and Arabic attached as collective **Exhibit T**. As reflected in Exhibit R, one-half of the value of the two parcels identified in the "Lands Value Estimation" attached as Exhibit N to the Claim (also included in Exhibit T) is ~~\$384,400.08~~. As further reflected in Exhibit R, one-half of the expenses incurred by Yusuf in conveying Hamed's interest in the Jordanian parcel identified in Exhibits O and S is \$50,521.29. Accordingly, Yusuf's supplemental claim totals US \$434,921.37.

Respectfully submitted,

DUDLEY, TOPPER and FEUERZEIG, LLP

Dated: December 7, 2016

By:



Gregory H. Hodges (V.I. Bar No. 174)
1000 Frederiksberg Gade
P.O. Box 756
St. Thomas, VI 00804
Telephone: (340) 715-4405
Telefax: (340) 715-4400
E-mail: ghodges@dtflaw.com

Attorneys for Fathi Yusuf
and United Corporation

¹ Like the Claim, Yusuf is not filing this Supplementation with the Court. Instead, he will file a notice of this Supplementation with the Court.

CERTIFICATE OF SERVICE

I hereby certify that on the 7th day of December, 2016, I served the foregoing **Notice Of Supplementation Of Yusuf's Accounting Claims And Proposed Distribution Plan** via e-mail addressed to:

Joel H. Holt, Esq.
LAW OFFICES OF JOEL H. HOLT
2132 Company Street
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The Honorable Edgar A. Ross
Email: edgarrossjudge@hotmail.com



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Fathi Yusuf
Payment Analysis
As of 11.15.2016

Exchange rate 1 JOD =1.41844USD

<u>Invoice #</u>	<u>Amount J.D Currency</u>
2669	150.000
2344	250.000
253	20,000.000
38054	453.800
38053	261.340
123955	3,594.380
123958	5,406.580
123956	5,836.660
123957	5,405.560
894120	385.640
894119	12,918.120
894005	301.960
894004	4,749.320
894003	1,661.960
123267	1,047.400
123268	1,496.320
123273	1,209.600
123272	1,333.640
123276	2,746.440
123277	822.600
123278	868.320
38020	335.360
Total J.D	71,235.000
Exchange Rate	1.41844
USD	101,042.57

Paid by Fathi Yusuf

Plot # 1179 value	446,919.000
Plot # 63 value	95,085.000
Total J.D Value	542,004.000
Total USD Value	768,800.15

50% of 768,800.15	384,400.08
50% of 101,042.57	50,521.29
Total Due to Fathi Yusuf	434,921.36



Jabal Al-Husain
Sukayna Commercial Complex
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Telefax (+ 962-6) 5689459
Tel. (+ 962-6) 5658604
(For Correspondence Only)
P. O. B. 343 Zarka 13110 Jordan)
E-Mail:translationh@nets.com.jo

دار الترجمة

TRANSLATION HOUSE

DAR UTTARJAMA

جبل الحسين - مجمع سكيانة التجاري
المدخل الشرقي - الطابق الاول
مكتب رقم ٢٠
تلفاكس ٥٦٨٩٤٥٩ (+٩٦٢-٦)
تلفون ٥٦٥٨٦٠٤ (+٩٦٢-٦)
(للمراسلات فقط ص.ب ٣٤٣ الزرقاء ١٣١١٠ الاردن)
البريد الالكتروني: translationh@nets.com.jo

Counselors For Advocating and Law

Wasfi Al- Tal Str., Youbeel Circle,
Al-Kafjy Complex, 2nd Entrance, 3rd Floor
Tel. : 009626 5535464/5535414
Fax : 5535965, P.O.B. 2323 code 11910 Jordan

Written Declaration and Undertaking

I, the undersigned Mohammad Abdel Qader Asad Hamed, Jordanian nationality, holder of National No. (0933101975), whereas I own 24120 shares out of 46800 shares of the total shares in piece of land No. (310), basin 6, Huwaijer, Tabarbour Village, of east Amman lands, declare, while in full sound mental powers, that I received the price of my share in the mentioned land from Mr. Fathi Yusuf Mohamad Yusuf, Jordanian nationality, holder of National No. (9411 01 3460), hence the said Mr. Fathi has the right to dispose of my shares in full similar to the acts of owner's disposal of his property as of the date of signing this declaration and I undertake not to make any legal disposals in my sold shares such as lease and/or mortgage and/or sale, and and/or any acts and or benefit contracts with third parties and undertake to transfer the ownership of the sold share at the competent Lands Department as soon as possible or execute an irrevocable power of attorney to Mr. Fathi or third parties as deemed appropriate in due course and undertake also to appear before the courts and/or official departments and/or official and/or national departments so as to serve the interest of the buyer Mr. Fathi and as he deems fit and that all the financial rights and/or compensations which may rise out of the expropriation imposed on the piece of land subject of this declaration and which may be adjudged by the court are an acquired right in favour of Mr. Fathi and I recommend my folks and legal heirs after me not to oppose Mr. Fathi in the said land due to his right in it and I have signed this declaration in three originals whilst enjoying my full mental power that are legitimately and legally considered and drop my right to claim the falsehood of the declaration and/or the circumstances surrounding the execution of this declaration and/or any rebut arising from or relating to this declaration and/or its applications.

Executed on 18/7/2011.

Witness	Witness	Declarant,
(Signed)	(Signed)	Quadriple Name: Mohammad Abdel Qader Asad Hamed
		Signature : (Signed)

(Counselors for Advocating & Law organized before me
and with my knowledge. Executed on: the twelveth of
July in the year of two thousand and eleven)
Lawyer : (Signed)

Seal of Counselors for
Advocating and Law

EXHIBIT

S

HAMD639493