

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

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

*Plaintiff,*

v.

**FATHI YUSUF, ISAM YOUSUF** and  
**JAMIL YOUSUF,**

*Defendants,*

and

**SIXTEEN PLUS CORPORATION,**

*a nominal Defendant.*

**Case No.: SX-2016-CV-00650**

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

**JURY TRIAL DEMANDED**

**NOTICE TO THE COURT  
(REGARDING COMPLETION OF BRIEFING OF ALL OUTSTANDING MOTIONS)**

**COMES NOW**, Plaintiff Hisham Hamed, through undersigned counsel, and gives NOTICE to the Court that all of the outstanding, related motions both in this action and in the companion 65/342 (consolidated) action have been fully briefed. See the attached chart, appended as **Exhibit 1**. The Court's attention is particularly directed to the joint motion to enlarge the Scheduling Order, the motion to consolidate, and the motions to dismiss. (The documents are HyperLinked by clicking on the "SuperSTX" column.)

**I. Motions**

65/342	Filed 2/14/2023	<a href="#">SuperSTX-Brady</a>	Joint	Joint Motion for Enlargement of Scheduling Order of January 20, 2023 in 65/342
650	Filed 2/14/2023	<a href="#">SuperSTX</a>	Joint	Joint Motion for Enlargement of Scheduling Order of January 20, 2023 in 650

650	Filed 2/6/2023	<a href="#">SuperSTX-Brady</a>	Hamed	Hamed Rule 15(d) Motion to Supplement FAC to add new information and acts
65/342	Filed 1/3/2023	<a href="#">SuperSTX-Brady</a>	16+	First Motion to Compel to Manal Yousef: For Address, Agent's Information, Accounting and Tax Information
65/342	Filed 1/1/2023	<a href="#">SuperSTX-Brady</a>	16+	Motion to Amend to Add Sentence re In Pari Delicto
650	Filed 12/18/2022	<a href="#">SuperSTX-Brady</a>	Hamed	Hamed's Motion to Amend the FAC to Join Manal as a Defendant
650 &	Filed 12/2/2022	<a href="#">SuperSTX-Brady</a>	Hamed	[in 650] Hisham Hamed's Third Motion to Compel: as to Fathi Yusuf's 'Fifth Amendment' Assertions in Discovery or, in the Alternative to Preclude Testimony
65/342	12/2/2022	<a href="#">SuperSTX-Brady</a>	16+	Sixteen Plus' First Motion to Compel Manal-- Crossfiling 650 Hisham Hamed's Third Motion To Compel: As To Fathi Yusuf's 'Fifth Amendment' Assertions In Discovery Or, In The Alternative To Preclude Testimony
650	Filed 11/23/2022	<a href="#">SuperSTX-Brady</a>	Hamed	Hamed's Second Motion to Compel--as to Isam's Bank Records
650	Filed 1/2/2019	<a href="#">Superior</a>	Hamed	Motion to Consolidate 650 into other 2 Manal Cases

342 Pre- Consol.	Filed 12/15/2017	<a href="#">Superior</a>	Yusuf	3rd-Party Fathi Yusuf's Motion to Dismiss 3rd- Party Claim
650	Filed 1/9/2017	<a href="#">SuperiorSTX</a>	Yusuf	Motion to Dismiss the Amended Complaint
	Filed 6/14/2017	<a href="#">SuperiorSTX</a>	Isam Jamil	Jamil and Isam Yousuf's Motion to Dismiss (with Motion for Extra Pages)

## II. Oppositions

	Joint Motion to Enlarge	All	No Responses Due (Joint Motion)
	Joint Motion to Enlarge	All	No Responses Due (Joint Motion)
3/6/2023	<a href="#">SuperiorSTX- Brady</a>	Isam Jamil	Isam & Jamil Opposition to Hamed Motion to Supplement
2/27/2023	<a href="#">SuperSTX-Brady</a>	Fathi	Fathi's Opposition to Motion to Supplement Complaint
2/3/2023	<a href="#">SuperSTX-Brady</a>	Manal	Manal Opposition to the First Motion of Sixteen Plus Corporation to Compel Manal Yousef for Address, Agent's Info, Accounting and Tax Information
2/10/2023	<a href="#">SuperSTX-Brady</a>	Fathi	Fathi's Opposition to 16+ motion to Amend to clarify "In Pari Delicto"
2/21/2023	<a href="#">SuperSTX-Brady</a>	Manal	Manal's Opposition re 16+ motion to Amend to Clarify In Pari Delicto

1/23/2023	<a href="#">SuperSTX-Brady</a>	Fathi	Opposition to Motion to Amend to Join Manal Yousef
2/3/2023	<a href="#">SuperSTX-Brady</a>	Manal	Manal Opposition to Motion to Amend FAC to add Manal Yousef [Wrong Party Filed]
2/17/2023	<a href="#">SuperSTX-Brady</a>	Fathi (650)	Fathi's Opposition to Third Motion to Compel re 5th Amendment
2/17/2023	<a href="#">SuperSTX-Brady</a>	Fathi (65/342)	Fathi's Opposition to 650 Third Motion to Compel as to 5th Amendment
Filed 12/22/2022	<a href="#">SuperSTX-Brady</a>	Isam	Isam's Opposition to Hamed's 2nd Mot to Compel - Bank Records
1/25/2019	<a href="#">SuperiorSTX</a>	Yousufs	Opposition to Motion to Consolidate 3rd of the three cases 342 & 65
1/8/2018	<a href="#">SuperiorSTX</a>	16+	16+'s Opposition to Counterclaim Defendant Fathi Yusuf's Motion to Dismiss
1/20/2017	<a href="#">SuperiorSTX</a>	Hamed	Opposition to Motion to Dismiss
7/19/2017	<a href="#">SuperiorSTX</a>	Hamed	Hamed Opposition to Jamil/Isam Motion to Dismiss
8/10/2017	<a href="#">SuperiorSTX</a>	Hamed	Supplemental Declaration re Fathi Motion to Dismiss
8/7/2017	<a href="#">SuperiorSTX</a>	Hamed	Supplemental Declaration in Opposition to Jamil Mot to Dismiss

### III. Replies

	<b>Joint Motion to Enlarge</b>	<b>All</b>	<b>No Responses Due (Joint Motion)</b>
	<b>Joint Motion to Enlarge</b>	<b>All</b>	<b>No Responses Due (Joint Motion)</b>
<b>3/7/23</b>	<b><a href="#">SuperSTX-Brady</a></b>	<b>Hamed</b>	<b>Hamed's Reply to Isam &amp; Jami's Opposition to Hamed Motion to Supplement FAC</b>
<b>3/3/23</b>	<b><a href="#">SuperSTX-Ross</a></b>	<b>Hamed</b>	<b>Hamed's Reply re Fathi's Opposition to Motion to Supplement FAC</b>
<b>2/5/23</b>	<b><a href="#">SuperSTX-Brady</a></b>	<b>16+</b>	<b>16+ Reply to Manal's Opposition to the First Motion of Sixteen Plus Corporation to Compel Manal Yousef for Address, Agent's Info, Accounting and Tax Information</b>
<b>2/12/23</b>	<b><a href="#">SuperSTX-Brady</a></b>	<b>16+</b>	<b>Sixteen Plus Corp's Reply to Fathi Yusuf's Opposition Re Its Motion to Amend to Clarify the Affirmative Defense of "In Pari Delicto"</b>
<b>2/23/23</b>	<b><a href="#">SuperSTX-Brady</a></b>	<b>16+</b>	<b>16+ Reply re its Motion to Amend re In Pari Delicto</b>
<b>2/6/23</b>	<b><a href="#">SuperSTX-Brady</a></b>	<b>Hamed</b>	<b>Hamed Reply to Fathi Yusuf Opposition re Motion to Amend FAC to Add Manal</b>
<b>2/8/23</b>	<b><a href="#">SuperSTX-Brady</a></b>	<b>Hamed</b>	<b>Hamed Reply to Manal Opposition to Motion to Amend FAC to add Manal Yousef</b>

2/21/23	<a href="#">SuperSTX-Brady</a>	Hamed (650  (65/342)	Motion for filing Excess Pages, hyperlink & sealing - with Hamed's Reply re Third Motion to Compel - Fathi 5th Amendment  MiRROR FILING IN 65-342
Filed 12/26/23	<a href="#">SuperSTX-Brady</a>	Hamed	Hamed's Reply -- to Isam's Opposition to Hamed's 2nd Mot to Compel - Bank Records
1/31/2019	<a href="#">SuperiorSTX</a>	Hamed	Reply re Motion to Consolidate
1/30/2018	<a href="#">SuperiorSTX</a>	Yusuf	Yusuf Reply re Motion to Dismiss 3rd Party Complaint as to Fathi Yusuf
2/6/2017	<a href="#">SuperiorSTX</a>	Yusuf	Yusuf Reply re Motion to Dismiss
8/8/2017	<a href="#">SuperiorSTX</a>	Isam Jamil	Isam & Jamil Yousuf's Reply re Motion to Dismiss

Dated: March 7, 2023

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## CERTIFICATE OF SERVICE

I hereby certify that, discounting captions, headings, signatures, quotations from authority and recitation of the opposing party's own text, this document complies with the page and word limitations set forth in Rule 6-1(e) and that on **March 7, 2023**, I served a copy of the foregoing by email and the Court's E-File system, as agreed by the parties, to:

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/s/ Carl J. Hartmann

Outstanding Motions in the Two "Diamond Keturah" Cases: 65/342 (Foreclosure) and 650 (CICO)

Green Shading = Briefing Complete



65/342	Filed 2/14/2023	Super	Joint	Joint Motion for Enlargement of Scheduling Order of January 20, 2023 in 65/342		All	No Responses Due (Joint Motion)				No Responses Due (Joint Motion)	
650	Filed 2/14/2023	Super	Joint	Joint Motion for Enlargement of Scheduling Order of January 20, 2023 in 650		All	No Responses Due (Joint Motion)				No Responses Due (Joint Motion)	
650	Filed 2/6/2023	Super	Hamed	Hamed Rule 15(d) Motion to Supplement FAC to add new information and acts	3/6/2023	Super	Isam Jamil	Isam & Jamil Opposition to Hamed Motion to Supplement	3/7/2023	Super	Hamed	Hamed's Reply to Isam & Jami's Opposition to Hamed Motion to Supplement FAC
				Same	2/27/2023	Super	Fathi	Fathi's Opposition to Motion to Supplement Complaint	3/3/2023	Super	Hamed	Hamed's Reply re Fathi's Opposition to Motion to Supplement FAC
65/342	Filed 1/3/2023	Super	16+	First Motion to Compel to Manal Yousef: For Address, Agent's Information, Accounting and Tax Information	2/3/2023	Super	Manal	Manal Opposition to the First Motion of Sixteen Plus Corporation to Compel Manal Yousef for Address, Agent's Info, Accounting and Tax Information	2/5/2023	Super	16+	16+ Reply to Manal's Opposition to the First Motion of Sixteen Plus Corporation to Compel Manal Yousef for Address, Agent's Info, Accounting and Tax Information
65/342	Filed 1/1/2023	Super	16+	Motion to Amend to Add Sentence re In Pari Delicto	2/10/2023	Super	Fathi	Fathi's Opposition to 16+ motion to Amend to clarify "In Pari Delicto"	2/12/2023	Super	16+	Sixteen Plus Corp's Reply to Fathi Yusuf's Opposition Re Its Motion to Amend to Clarify the Affirmative Defense of "In Pari Delicto"
				Same	2/21/2023	Super	Manal	Manal's Opposition re 16+ motion to Amend to Clarify In Pari Delicto	2/23/2023	Super	16+	16+ Reply re its Motion to Amend re In Pari Delicto
650	Filed 12/18/2022	Super	Hamed	Hamed's Motion to Amend the FAC to Join Manal as a Defendant	1/23/2023	Super	Fathi	Opposition to Motion to Amend to Join Manal Yousef	2/6/2023	Super	Hamed	Hamed Reply to Fathi Yusuf Opposition re Motion to Amend FAC to Add Manal
				Same	2/3/2023	Super	Manal	Manal Opposition to Motion to Amend FAC to add Manal Yousef [Wrong Party Filed]	2/8/2023	Super	Hamed	Hamed Reply to Manal Opposition to Motion to Amend FAC to add Manal Yousef
650 & 65/342	Filed 12/2/2022	Super	Hamed	[in 650] Hisham Hamed's Third Motion to Compel: as to Fathi Yusuf's 'Fifth Amendment' Assertions in Discovery or, in the Alternative to Preclude Testimony	2/17/2023	Super	Fathi (650)	Fathi's Opposition to Third Motion to Compel re 5th Amendment	2/21/2023	Super	Hamed (650)	Motion for filing Excess Pages, hyperlink & sealing - with Hamed's Reply re Third Motion to Compel - Fathi 5th Amendment
			16+	Sixteen Plus' First Motion to Compel Manal-- Crossfiling 650 Hisham Hamed's Third Motion To Compel: As To Fathi Yusuf's 'Fifth Amendment' Assertions In Discovery Or, In The Alternative To Preclude Testimony	2/17/2023	Super	Fathi (65/342)	Fathi's Opposition to 650 Third Motion to Compel as to 5th Amendment				
650	Filed 11/23/2022	Super	Hamed	Hamed's Second Motion to Compel--as to Isam's Bank Records	Filed 12/22/2022	Super	Isam	Isam's Opposition to Hamed's 2nd Mot to Compel - Bank Records	Filed 12/26/2022	Super	Hamed	Hamed's Reply -- to Isam's Opposition to Hamed's 2nd Mot to Compel - Bank Records
650	Filed 1/2/2019	Super	Hamed	Motion to Consolidate 650 into other 2 Manal Cases	1/25/2019	Super	Yousufs	Opposition to Motion to Consolidate 3rd of the three cases 342 & 65	1/31/2019	Super	Hamed	Reply re Motion to Consolidate
342 PreCon	Filed 12/15/2017	Super	Yusuf	3rd-Party Fathi Yusuf's Motion to Dismiss 3rd-Party Claim	1/8/2018	Super	16+	16+'s Opposition to Counterclaim Defendant Fathi Yusuf's Motion to Dismiss	1/30/2018	Super	Yusuf	Yusuf Reply re Motion to Dismiss 3rd Party Complaint as to Fathi Yusuf
650	Filed 1/9/2017	Super	Yusuf	Motion to Dismiss the Amended Complaint	1/20/2017	Super	Hamed	Opposition to Motion to Dismiss	2/6/2017	Super	Yusuf	Yusuf Reply re Motion to Dismiss
			Isam Jamil	Jamil and Isam Yousuf's Motion to Dismiss (with Motion for Extra Pages)	7/19/2017	Super	Hamed	Hamed Opposition to Jamil/Isam Motion to Dismiss	8/8/2017	Super	Isam Jamil	Isam & Jamil Yousuf's Reply re Motion to Dismiss
			8/10/2017	Super	Hamed	Supplemental Declaration re Fathi Motion to Dismiss						
			8/7/2017	Super	Hamed	Supplemental Declaration in Opposition to Jamil Mot to Dismiss						