

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,

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 SPECIAL MASTER ROSS FOR AN ORDER
AS TO CLAIMS ALREADY ADDRESSED "NUMBER 8"**

I. Introduction

On October 4, 2019, Hamed filed a notice of withdrawal of three claims and one pending motion for summary judgment. On October 8, 2019, the Court entered an order granting that withdrawal.

ORDERED that Hamed Claim Nos. H-34, H-58, and H-85 shall be withdrawn with prejudice and are hereby STRICKEN WITH PREJUDICE. And it is further:

ORDERED that Hamed's motion for summary judgment regarding Hamed Claim No. H-34 shall be withdrawn with prejudice and is hereby STRICKEN WITH PREJUDICE.

That Order has been referred to as "Order as to Claims Already Addressed Number 1."

The parties then jointly sought the Master's permission to create a similar mechanism for having the Court provide formal orders for other claims which the parties may dispose of by withdrawal, compromise or concession. They jointly stated that "this will provide a running record in the docket as to the status of certain of the claims—and at the end of the review process, an easy to use summary of the disposal of claims, for the calculation of offsetting amounts." The Master allowed this. A total of seven (7) such Orders have now been entered, disposing of the following Claims:

ORDER #1 AS TO 3 CLAIMS ALREADY ADDRESSED: Notice of withdrawal of three claims H-34, H-58 and H-85 (10/4/2019).

ORDER #2 AS TO 23 CLAIMS ALREADY ADDRESSED - Approving Joint Motion formally putting concessions and withdrawals on the docket: H-7, H-8, H-14, H-15, H-18, H-19, H-31, H-36, H-41, H-42, H-43, H-44, H-48, H-51, H-60, H-78, H-90, H-91, H-98, H-99, H-100, H-133, H-145 (11/22/2019).

ORDER #3 AS TO 12 CLAIMS ALREADY ADDRESSED H-160, H-65, H-069, H-70 H-092, H-98, H-103, H-110, H-11, H-119 , H-125, H-135 (2/25/2020).

ORDER #4 AS TO 1 CLAIM ALREADY ADDRESSED H-165 (2/25/2020).

ORDER #5 AS TO 1 CLAIM ALREADY ADDRESSED H-16 (4/13/2021).

ORDER #6 AS TO 7 CLAIMS ALREADY ADDRESSED H-63, H-53, H-89, H-131, H-139, H-144, and H-153 (2/21/2022)

ORDER #7 AS TO 2 CLAIMS ALREADY ADDRESSED H-49 and H-162

II. This Request – Number 8

This instant motion is the seventh such request; and arises from Hamed's' efforts to process these matters by removing claims that need no longer be contested. Eleven claims are addressed.

Thus, Hamed asks that the Court enter the following order:

It is **SO ORDERED**:

The foregoing Motion is **GRANTED** and is made an Order in this case. Claims:

- H-24** 2015 Health permit payments for Plaza East
- H-39** STT Tutu gift certificates
- H-47** Unclear General Ledger entries "credit card paid"
- H-67** Unclear general ledger entry regarding "AT&T MOBILITY"
- H-93** Unclear Unsubstantiated check to Nejeih Yusuf
- H-95** Unclear general ledger entry, North Western Selectra Inc.
- H-109** Unclear general ledger entry regarding Hector Torres' invoice
- H-114** Myra Senhouse's salary, benefits, bonuses and incidental expenses
- H-121** Unclear general ledger entries We Are Wine LLC
- H-122** Unclear general ledger entries regarding US Customs penalty
- H-126** Unclear general ledger entries regarding KAC357

are withdrawn with prejudice and are hereby **STRICKEN WITH PREJUDICE**.

Dated: MARCH 28th, 2023


Hon. Edgar D. Ross
Special Master