

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**

Consolidated with

Case No.: **SX-2014-CV-278**

Consolidated with

Case No.: **ST-17-CV-384**

Consolidated with

Case No.: **ST-18-CV-219**

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

vs.

**UNITED CORPORATION**, *Defendant.*

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

vs.

**FATHI YUSUF**, *Defendant.*

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**FATHI YUSUF**, *Plaintiff,*

vs.

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

*Defendants.*

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**KAC357 Inc.**, *Plaintiff,*

vs.

**HAMED/YUSUF PARTNERSHIP**,

*Defendant.*

ORDER RE  
**HAMED MOTION TO SPECIAL MASTER ROSS FOR AN ORDER  
AS TO CLAIMS ALREADY ADDRESSED "NUMBER 10"**

## 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 H-34, H-58, and H-85 shall be withdrawn with prejudice and are hereby STRICKEN WITH PREJUDICE.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ORDERED that Hamed's motion for summary judgment regarding Hamed Claim No. H-34 shall be withdrawn with prejudice and is hereby STRICKEN WITH PREJUDICE.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 is 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 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 nine (9) 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

**ORDER #8** AS TO 11 CLAIMS ALREADY ADDRESSED H-24, H-39, H-47, H-67, H-93, H-95, H-109, H-114, H-121, H-122 and H-126

**ORDER #9** AS TO 1 CLAIM ALREADY ADDRESSED H-141

**II. This Request – Number 10**

This instant motion is the tenth such request; and arises from Hamed’s efforts to process these matters by removing claims that need no longer be contested. Nine claims, each for an amount less than ten-thousand dollars (\$10,000) are withdrawn as the costs associated with their determination exceed the amounts of the claims.

Thus, Hamed asks that the Court enter the following order as to these claims:

|              |     |  |            |
|--------------|-----|--|------------|
| <b>H-107</b> | 447 | Unclear general ledger entry regarding United Corporation – Gift Certificates                        | \$2,630.00 |
| <b>H-095</b> | 432 | Unclear general ledger entry, North Western Selectra Inc.  | \$4,524.24 |
| <b>H-113</b> | 454 | Lissette Colon’s salary, benefits, bonuses and incidental expenses                                   | \$6,215.44 |
| <b>H-066</b> | 393 | Unclear general ledger entries regarding “Cash Reques”   | \$6,500.00 |
| <b>H-105</b> | 445 | Unclear general ledger entries regarding United Corporation  | \$6,933.27 |
| <b>H-081</b> | 415 | Unclear general ledger entry regarding clearing Banco irregularities                                 | \$8,481.58 |
| <b>H-104</b> | 444 | Unclear general ledger entries regarding 2013 Q3 VIESA deficiency, plus penalty and interest in 2005 | \$9,385.95 |
| <b>H-108</b> | 449 | Unclear general ledger entries regarding Industrial Video and Luxor Goods                            | \$9,803.00 |
| <b>H-052</b> | 375 | Unclear General Ledger entry regarding “2013 US Customs Exp Per Schedule”                            | \$9,916.18 |

**ORDER**

It is **SO ORDERED**:

The foregoing Motion is **GRANTED** and is made an Order in this case. Claims H-52, H-66, H-81, H-95, H-104, H-105, H-107, H-108, and H-113 are withdrawn with prejudice and are hereby **STRICKEN WITH PREJUDICE**.

Dated: JUNE 13<sup>th</sup>, 2023

  
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Hon. Edgar D. Ross  
Special Master