

FILED

June 06, 2024 10:14 AM
SX-2016-CV-00065
TAMARA CHARLES
CLERK OF THE COURT

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

SIXTEEN PLUS CORPORATION,
PLAINTIFF/COUNTER-DEFENDANT,
V.
MANAL MOHAMMAD YOUSEF,
DEFENDANT/COUNTER-PLAINTIFF.

Civil Case No. SX-2016-CV-065

ACTION FOR DECLARATORY
JUDGMENT, CICO, AND
FIDUCIARY DUTY;
COUNTERCLAIM

JURY TRIAL DEMANDED

CONSOLIDATED CASES: Civil Case No. SX-2017-CV-342; Civil Case No. SX-2016-CV-065; Civil Case No. SX-2016-CV-650

ORDER OF THE SPECIAL MASTER¹

THIS MATTER came before the Special Master (hereinafter “Master”) on the second amended notice of appearance of Christopher Allen Kroblin, Esq. and Marjorie Whalen, Esq. of Kellerhals Ferguson Kroblin PLLC (hereinafter “Attorney Kroblin” and “Attorney Whalen,” respectively) as counsel of record for Defendant and Counter-Plaintiff Manal Mohammad Yousef (hereinafter “MY”), filed on June 4, 2024.²

On March 16, 2024, the Master entered—in all three cases—an order whereby the Master, *inter alia*, ordered Sixteen Plus Corporation (hereinafter “SPC”) and MY to meet and confer, within sixty days, in good faith in compliance with the procedural and substantive aspects of the good faith negotiation requirement of Rule 26 and Rule 37-1 of the Virgin Islands Rules of Civil Procedure as to the discovery issues raised in MY’s July 11, 2017 motion for protective order and MY to file a supplemental certification to her July 11, 2017 motion thereafter. As of the date of this Order, it is unclear whether SPC and MY met and conferred, and no supplemental certification has been filed. Nevertheless, the noncompliance may be due

¹ On August 10, 2023, the Court entered an order in the three consolidated cases—*Sixteen Plus Corp. v. Yousef*, Civil Case Number SX-2016-CV-065 (hereinafter “065 Case”), *Hamed v. Yusuf, et al.*, Civil Case Number SX-2016-CV-650 (hereinafter “650 Case”), and *Yousef v. Sixteen Plus Corp.*, Civil Case Number SX-2017-CV-342 (hereinafter “342 Case”)—whereby the Court appointed the undersigned as the special master in these consolidated cases to address all pretrial matters and any other matters agreed upon by the parties. (Aug. 10, 2023 Order.)

² As the caption above indicates, this Order is specific to the 065 Case, and thus, unless specified otherwise, all the filings and orders referenced herein pertain only to the 065 Case.


to MY's former counsel of record's wish to withdraw as counsel for MY.³ At this time, given that Attorney Kroblin and Attorney Whalen have appeared as counsel of record for MY, the Master will extend the deadline previously set in the March 16, 2024 order. Accordingly, it is hereby:

ORDERED that, **on or before August 9, 2024**, SPC and MY shall **MEET AND CONFER** in good faith in compliance with Rule 26 and Rule 37-1 as to the issues raised in MY's July 11, 2017 motion for protective order—including but not limited to whether the parties are agreeable to taking MY's deposition by telephone or other remote means, and MY shall **FILE** a supplemental certification to her July 11, 2017 motion that explicitly states her compliance with the procedural and substantive aspects of the good faith negotiation requirement of Rule 26 and Rule 37-1 of the Virgin Islands Rules of Civil Procedure with the following details: (i) whether the parties met and conferred in person, telephonically, or by videoconferencing," or that the opposing party refused to meet and confer; and (ii) whether the parties are agreeable to taking MY's deposition by telephone or other remote means.

DONE and so ORDERED this 6th day of June, 2024.

ATTEST:

Tamara Charles
Clerk of the Court

By: 
Court Clerk ~~Supervisor~~ II

Dated: June 6, 2024


EDGAR D. ROSS
Special Master

³ On April 1, 2024, MY's former counsel of record filed a motion to withdraw as counsel for MY.

FILED

June 06, 2024 10:18 AM
SX-2016-CV-00065
TAMARA CHARLES
CLERK OF THE COURT

IN THE SUPERIOR COURT OF THE VIRGIN ISLANDS
District of St. Croix

Sixteen Plus Corporation,
Plaintiff,

Case Number: **SX-2016-CV-00065**
Action: **Declaratory Judgment**

v.

Manal Mohammed Yousef,
Defendant.

NOTICE of ENTRY
of
Order

To Joel H. Holt, Esq.

Marjorie Beth Whalen, Esq.

:

Carl Joseph Hartmann, III., Esq.
Mark W. Eckard, Esq.

Christopher A. Kroblin, Esq.
KELLERHALS FERGUSON KROBLIN
P'LLC

Please take notice that on **June 06, 2024**
a(n) **Order of the Special Master to Meet and Confer**
dated **June 6, 2024** was/were entered
by the Clerk in the above-titled matter.

Dated **June 06, 2024**

Tamara Charles

:

Clerk of the Court

By:



Brianna Primus
Court Clerk II