

**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, JAMIL
YOUSUF, and MANAL YOUSEF**,
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

CONSOLIDATED WITH

SIXTEEN PLUS CORPORATION,
Plaintiff,

v.

MANAL MOHAMMAD YOUSEF,
Defendant,

and

MANAL MOHAMMAD YOUSEF,
Counter-Plaintiff,

v.

SIXTEEN PLUS CORPORATION,
Counter-Defendant.

CIVIL NO. SX-2016-CV-00065

ACTION FOR
DECLARATORY JUDGMENT,
CICO and FIDUCIARY DUTY

COUNTERCLAIM

JURY TRIAL DEMANDED

CONSOLIDATED WITH

MANAL MOHAMMAD YOUSEF,
Plaintiff,

v.

SIXTEEN PLUS CORPORATION,
Defendant,

and

SIXTEEN PLUS CORPORATION,
Counter-Plaintiff,

v.

MANAL MOHAMMAD YOUSEF,
Counter-Defendant,

and

SIXTEEN PLUS CORPORATION,
Third-Party Plaintiff,

v.

FATHI YUSUF,
Third-Party Defendant.

CIVIL NO.: SX-2017-CV-00342

ACTION FOR DEBT AND
FORECLOSURE

COUNTERCLAIM FOR
DAMAGES

THIRD PARTY ACTION

JURY TRIAL DEMANDED

**JOINT STIPULATION OF ALL PARTIES
WITHDRAWING THREE DISCOVERY MOTIONS**

The parties, under the direction of the Special Master to meet and confer with regard to outstanding discovery motions hereby withdraw the following motions:

1. Motions Relating to Fifth Amendment assertions by Fathi Yusuf

On December 2, 2022, in the 650 action, Hamed filed his *Third Motion to Compel as to Fathi Yusuf's 'Fifth Amendment' Assertion in Discovery or in the Alternative to Preclude Testimony*. On that same date, a mirror version of that motion was filed by Sixteen Plus Corporation in the consolidated 65/342 action. The matter was fully briefed and is awaiting an order.

The parties have agreed to **withdraw**, and ask the Master to so order the dismissal without prejudice of all of the Fifth Amendment motions and responses—and leave the issue for decision as the issue(s) may appear at trial. Yusuf did relax the scope of his Fifth Amendment objections at his deposition, and allowed some testimony into areas for which the privilege against self-incrimination was asserted in written discovery responses. The areas for which Yusuf was willing to testify were not fully explored in deposition, and Yusuf can and will be produced again at deposition to permit fuller inquiry into those areas, if Hisham Hamed or Sixteen Plus Corporation so wishes.

2. Motion to Compel and Motion for Protective Order as to Manal Yousef

The Special Master also ordered meet and confer conferences with regard to the various motions to compel Manal Yousef to attend depositions and provide additional personal information. She did attend her deposition. The parties have also agreed to withdraw, and ask the Master to so order the dismissal without prejudice of all motions and responses dealing with additional discovery depositions and discovery responses sought from Manal Yousef—as well as all motions by her for protective order relating thereto.

The parties have agreed to allow Joel Holt to file this joint stipulation for all parties.

Respectfully Submitted,

**Counsel for Sixteen Plus Corporation
and Hisham Hamed:**

Dated: July 12, 2024

/s/ Joel H. Holt

Joel H. Holt, Esq. (Bar # 6)
*Counsel for Sixteen Plus Corp.
and Hisham Hamed*
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***Counsel for Defendants, Manal Mohammad
Yousef, Jamil Yousuf and Isam Yousuf.***

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CERTIFICATE OF DOCUMENT LENGTH AND 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 **July 12, 2024**, I served a copy of the foregoing by email and the Court's E-File system, as agreed by the parties, to:

Charlotte K. Perrell, Esq.

Stefan B. Herpel, Esq.

Counsel for Defendant Fathi Yusuf

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/s/ Joel H. Holt