

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

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

Plaintiffs,

v.

**FATHI YUSUF, ISAM YOUSUF,
JAMIL YOUSUF, and
MANAL MOHAMMAD YOUSEF,**

Defendants,

and

SIXTEEN PLUS CORPORATION,

a nominal defendant.

Case No.: 2016-SX-CV-650

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

JURY TRIAL DEMANDED

CONSOLIDATED CASES: Civil Case No. SX-2016-CV-650; Civil Case No. SX-2016-CV 00065; Civil Case No. SX-2017-CV-342

**SECOND DECLARATION IN SUPPORT OF
MOTION TO WITHDRAW AS COUNSEL (650)
BY CARL J. HARTMANN
TO BE EFFECTIVE OCTOBER 1, 2024**

COMES NOW, co-counsel in this action, Carl J. Hartmann III, and on his oath supplies the Court with a true and accurate copy of his Petition to change status of a member of the Bar from “active” inactive as of October 1, 2024. The Petition was filed on July 10, 2024. See **Exhibit 1**.

Further the Declarant sayeth not.

Dated: July 13, 2024

/s/ Carl J. Hartmann III

Carl J. Hartmann III, Esq.

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CERTIFICATE OF SERVICE

I hereby certify that on the 13th day of July 2024, I served a copy of the foregoing--by the Court's E-File System and email, as agreed by the parties, on:

Charlotte Perrell

Stephen Herpel

Counsel for Defendant Fathi Yusuf

Christopher Allen Kroblin

Marjorie Whalen

Counsel for Defendants

Manal Mohammad Yousef

Jamil Yousuf

Isam Yousuf

Kevin Rames

Counsel for Nominal Defendant

Sixteen Plus

/s/ Carl J. Hartmann III

appropriate action taken to arrange for substitute counsel.
(Emphasis added.)

The reasons for the Petition are:

1. On April 21, 2024, I turned 70, and I am retiring from the active practice of law at this time--to explore whether I can handle the inactivity. In the event I cannot, if this effort fails, I may petition for a return to active status in the future.
2. Working with Joel H. Holt, Esq. we have recently settled our client out of a large series of cases that had been pending since 2008 (SCRG/RED MUD/RED DUST.)
3. Thus, my only remaining cases are five related matters--all involving the separation of the Hamed and Yusuf families and their subsidiaries (SX-12-CV-370, SX-16-CV-429, SX-16-CV-650, SX-16-CV-65, SX-17-CV-342). In all of them, Joel H. Holt is lead counsel—and both he and the clients have agreed to his continuing as counsel in my absence. There is, therefore, appropriate replacement counsel. Motions have been filed in the Superior Court seeking my withdrawal from those case—also as of October 1, 2024.

Attached as **Exhibit A** is a receipt for payment of \$100.00 to the V.I. Bar Association. I attest upon my oath that I am not the subject of any pending (or past) ethical, disciplinary, or other orders—an know of no pending or threatened actions, complaints or orders that would mitigate against the granting of this petition—here or in any other jurisdiction. (I am inactive in New Mexico, and still active but not practicing in the District of Columbia.)

WHEREFORE, I ask the Court, conditioned on the Superior Court allowing my requested withdrawals, order that my membership status be changed to “inactive” effective at the end of the day on October 1, 2024

RESPECTFULLY,

Dated: July 10, 2024



Carl J. Hartmann, III

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