## 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** and ) **JAMIL YOUSEF**, )

)

Defendant. )

)

# SX-2016-CV-00650

DERIVATIVE SHAREHOLDER SUIT, ACTION FOR DAMAGES AND

CICO RELIEF (JURY)

and )

)

# SIXTEEN PLUS CORPORATION, )

)

a nominal Defendant. )

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## ORDER

THIS CONSOLIDATED matter is before the Court on the Parties' *Joint Motion for Enlargement of the Scheduling Order of January 20, 2023*, filed February 14, 2023. The Court being advised in the premises, it is hereby

ORDERED that the discovery plan as set forth in the Parties' Third Amended Planning Meeting Report is APPROVED; it is further

ORDERED that the parties shall adhere to the following deadlines in this matter:

# Pre-Discovery Disclosures:

The parties will continue to exchange the information required by V.I. R. Civ. P. 26(a)(1).

# Discovery Plan:

The parties jointly propose to the court the following discovery plan: Discovery will be needed on the following subjects:

* + factual bases of the allegations stated in the complaint;
  + the extent of the damages claimed by the plaintiff; and
  + the defenses asserted by the defendants.

Order

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### Written discovery:

All written discovery was propounded by **September 15, 2022.**

### Fact witness depositions:

All fact witness depositions shall be completed by **September 30, 2023.**

Maximum number of depositions as provided by V.I. R. Civ. P. 30 (a)(2)(A). It is anticipated that plaintiff and defendants may need to exceed 1O depositions each and they will reasonably cooperate in scheduling same.

Duration of depositions as provided by V.I. R. Civ. P. 30(d)(1).

1. **Expert discovery**

Reports from retained experts under Rule 26(a)(2) due:

* + from plaintiff by **November 24, 2023;**
  + from defendants by **February 15, 2024.**

Expert witness depositions shall be completed by **February 28, 2024.**

### Other Items:

Mediation shall be completed by **September 30, 2023.**

**Status Conference** shall take place on  **, 2023 at ,**

via Zoom.

All Dispositive Motions shall be filed by **May 28, 2024.**

Settlement can be evaluated at any time during the pendency of the action. Final lists of witnesses and exhibits shall be provided as directed by the Court. Jury selection and trial shall be set at the Status Conference.

Dated: , 2023

## DOUGLAS A. BRADY, JUDGE

**ATTEST:**

TAMARA CHARLES

Clerk of Court

By: \_

Court Clerk Supervisor