

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

MOHAMMAD HAMED, by his
authorized agent **WALEED HAMED**,

Plaintiff/Counterclaim Defendant,

vs.

FATHI YUSUF and
UNITED CORPORATION,

Defendants/Counterclaimants,

vs.

**WALEED HAMED, WAHEED
HAMED, MUFEED HAMED,
HISHAM HAMED,**
and **PLESSEN ENTERPRISES, INC.**,

Counterclaim Defendants.

CIVIL NO. SX-12-CV-370

**ACTION FOR DAMAGES
INJUNCTIVE RELIEF AND
DECLARATORY RELIEF**

JURY TRIAL DEMANDED

RENEWED MOTION TO SHOW CAUSE

On October 15, 2014, the Plaintiff filed a motion to show cause because Fathi Yusuf had again failed to abide by the informal admonition of the Master comply with the Preliminary Injunction and (1) restore Waleed Hamed to the payroll and (2) pay all employees by electronic deposit, as had been done from the issuance of the preliminary injunction up to the September 29, 2014 payroll.¹ In response to this renewed motion, the Master noted (see **Exhibit A**):

It is not in defendant's best interest to unilaterally make changes to established and existing processes and procedures. The injunction preserved the status quo and such should remain unless the Court or the Master approves changes. Yusuf

¹ This was the third time this happened, with the Court being notified of each event. Each time it led to the employees receiving a single signor paycheck (instead of a direct deposit) that had to be "cashed" by Plaza using funds taken from the store receipts before deposit -- since there was no way for Yusuf to obtain these funds under the PI.

has no authority to remove anyone from the payroll; if he did, he should immediately reverse his action and restore Waleed to pay status.

In response, Yusuf and his counsel derided Plaintiff's filing, complaining about the lack of a supporting declaration, suggesting the facts stated therein were untrue. Yusuf then filed with a sworn statement signed by his accountant claiming these events never happened!

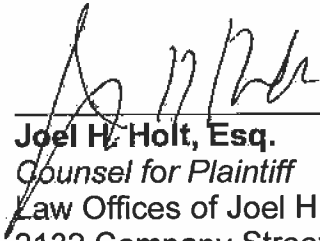
Of course, Yusuf's contempt towards this Court's Order did not change, as the same series of events happened with the payroll this week. Single signor checks were issued and cashed with store receipts and Wally Hamed was not paid. Thus, this Court is now confronted with (1) the problem of Yusuf ignoring its order even after being reminded of it by the Master, and (2) his blatant efforts to downplay this willful misconduct by having his accountant deny it ever happened.

Thus, as requested by Defendants, the attached declarations confirm that this process started when Fathi Yusuf directed the employee in charge of payroll to take Waleed Hamed off the payroll, which **was followed by emails from Yusuf Yusuf asking if his father's directive had been complied with.** See **Exhibit B.** When the employee refused due to the lack of a Court order, Fathi Yusuf then implemented the current system to circumvent this payment. See **Exhibit B.** Moreover, Mafi Hamed was never asked to sign any payroll checks before they were cashed with only one signature (a violation by itself). See **Exhibit C.** To the contrary, the employees were falsely told the Hameds were not willing to pay them -- that Mafi had refused to sign, requiring the checks to be cashed, when the checks were never presented to him until well after the checks were cashed.

To compound matters, this Court (through the Master) admonished the Defendants about this conduct, as noted above.² Thus, the Court needs to address these issues by taking testimony from the employees and parties involved, as someone is now being dishonest with this Court.

In short, despite a clear warning to stop any such conduct, Yusuf continues to both violate this Court's Preliminary Injunction and to flaunt the judicial process so he can do what he wants as opposed following the orders of this Court. It is respectfully submitted that the integrity of the Court cannot permit such conduct to continue in violation of this Court's Preliminary Injunction, particularly after an appropriate admonition was given by the Master to try to head off this issue.

Dated: October 23, 2014



Joel H. Holt, Esq.
Counsel for Plaintiff
Law Offices of Joel H. Holt
2132 Company Street,
Christiansted, VI 00820
Email: holtvi@aol.com
Tele: (340) 773-8709
Fax: (340) 773-8677

Carl J. Hartmann III, Esq.
Co-Counsel for Plaintiff
5000 Estate Coakley Bay,
Unit L-6
Christiansted, VI 00820
Email: carl@carlhartmann.com
Tele: (340) 719-8941

² Indeed, after that admonishment, Mafi Hamed complied with this directive and stopped signing a separate payroll check for Wally Hamed. See **Exhibit C**.

CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of October, 2014, I served a copy of the foregoing by email, as agreed by the parties, on:

Hon. Edgar Ross
Special Master
% edgarrossjudge@hotmail.com

Nizar A. DeWood
The DeWood Law Firm
2006 Eastern Suburb, Suite 101
Christiansted, VI 00820
dewoodlaw@gmail.com

Gregory H. Hodges
Greg Hodges
Law House, 10000 Frederiksberg Gade
P.O. Box 756
ST.Thomas,VI00802
ghodges@dtflaw.com

Mark W. Eckard
Eckard, P.C.
P.O. Box 24849
Christiansted, VI 00824
Email: mark@markeckard.com

Jeffrey B. C. Moorhead
CRT Brow Building
1132 King Street, Suite 3
Christiansted, VI 00820
email : jeffreymlaw@yahoo.com

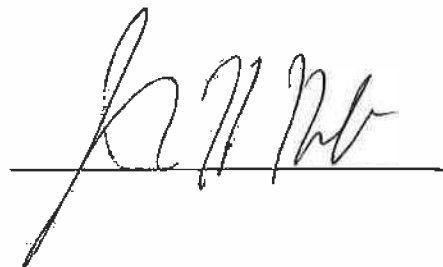
A handwritten signature in black ink, appearing to read "J B C Moorhead", is written over a horizontal line.

EXHIBIT A

From: Edgar Ross <edgarrossjudge@hotmail.com>

To: Joel Holt <holtvi@aol.com>

Cc: NIZAR DEWOOD <dewoodlaw@gmail.com>; GREGORY HODGES <ghodges@dtflaw.com>; mark <mark@markeckard.com>; jeffreymlaw <jeffreymlaw@yahoo.com>

Subject: RE: Plaza - Motion to Show Cause

Date: Wed, Oct 15, 2014 2:42 pm

It is not in defendant's best interest to unilaterally make changes to established and existing processes and procedures. The injunction preserved the status quo and such should remain unless the Court or the Master approves changes. Yusuf has no authority to remove anyone from the payroll; if he did, he should immediately reverse his action and restore Waleed to pay status.

Sent via the Samsung GALAXY S®4, an AT&T 4G LTE smartphone

----- Original message -----

From: Joel Holt <holtvi@aol.com>

Date: 10/15/2014 2:25 PM (GMT-04:00)

To: edgarrossjudge@hotmail.com

Cc: dewoodlaw@gmail.com, ghodges@dtflaw.com, mark@markeckard.com, jeffreymlaw@yahoo.com

Subject: Plaza - Motion to Show Cause

Please see attached filing.

Joel H. Holt, Esq.
2132 Company Street
Christiansted, St. Croix
U.S. Virgin Islands 00820
(340) 773-8709



EXHIBIT B

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

MOHAMMAD HAMED, by his
authorized agent **WALEED HAMED**,

Plaintiff/Counterclaim Defendant,

vs.

FATHI YUSUF and
UNITED CORPORATION,

Defendants/Counterclaimants,

vs.

**WALEED HAMED, WAHEED
HAMED, MUFEED HAMED,
HISHAM HAMED,
and PLESSEN ENTERPRISES, INC.**,

Counterclaim Defendants.

CIVIL NO. SX-12-CV-370

**ACTION FOR DAMAGES
INJUNCTIVE RELIEF AND
DECLARATORY RELIEF**

JURY TRIAL DEMANDED

DECLARATION OF WADDA CHARRIEZ

I, Wadda Charriez, declare, pursuant to 28 U.S.C. Section 1746, as follows:

1. I have personal knowledge of the facts set forth herein.
2. I am a payroll clerk and office manager for the Plaza East store.
3. The payroll for the bulk of the store employees is approved and paid electronically by direct deposit.
4. Pursuant to the Order of this Court, the payroll is prepared by me for approval by one member of the Yusuf family and one member of the Hamed family, which approval is done on Monday of each week after I send a text saying the payroll is ready.



5. This process has worked without a problem since the entry of the Preliminary Injunction in this case.
6. Fathi Yusuf told me to take Waleed Hamed off the payroll in mid-September, 2014. Because of this Court's Order, I told him I could not do it unless there was a court order.
7. I then received two follow-up emails from Yusuf Yusuf reminding me of his father's directives, which are attached. **Group Exhibit 1** However, as I did not have a court order, I did not take Waleed Hamed off the payroll.
8. To get around this problem, another employee (Lavena Bartlett) manually changed the payroll, deleting Waleed Hamed's name and then printing the employees' paychecks without using direct deposit, which she did at the direction of Fahti Yusuf.
9. Thus, the payroll checks for that week were given to the employees with only one signature, which the employees had to cash at the store since there was not a second signature.
10. This process has been repeated each week since then, with me preparing the electronic direct deposit for all employees (including Waleed Hamed) to be approved by one member of each family. However, rather than use this system, Lavena Bartlett or John Gaffney has instead altered the payroll by deleting Waleed Hamed's name and then printing payroll checks. These checks are then signed by a Yusuf family member and then handed to each employee to cash.

11. This same process occurred again this week. Attached as **Exhibit 2** is the excerpt from the payroll I prepared and entered on October 20, 2014. I then printed it on October 21st at 8:59 a.m., which shows Waleed Hamed as an employee. Attached as **Exhibit 3** is the payroll as changed by Lavena Bartlett on October 22nd, that does not contain Waleed Hamed's name so that no check is printed for him. Similar print-outs exist for each pay period since September 29, 2014.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: October 23, 2014


Wadda Charriez

EXHIBIT 1

From: Plaza Extra [mailto:plazaextra@yahoo.com]
Sent: Monday, September 22, 2014 3:41 PM
To: wallyhstx@gmail.com; mafihamed@hotmail.com; mafih@yahoo.com
Subject: Fw: Direct Deposit

Sent from Yahoo Mail on Android

From: "Yusuf Yusuf" <ysquare_88@yahoo.com>
Date: Mon, Sep 22, 2014 at 3:05 PM
Subject: Direct Deposit

Wadda you sent me a text at 1:23 pm today 9/22/14 indicating that the direct deposit is ready to be sent. At 1:29 pm I responded asking if Waleed Hamed is part of the direct deposit, you responded at 2:13 pm "Yes everybody". Wadda Charriez you were giving specific instruction by Fathi Yusuf not to put Waleed Hamed on the direct deposit because he has not being showing up to work for over 18 months and will not be paying any employees for not showing up to work at Plaza East, as a payroll clerk you have a duty to do the right thing.

These instructions were directed for one employee Waleed Hamed, do not allow one employee to prevent the Direct Deposit for any additional Plaza East employees.

Thank you



From: Plaza Extra [mailto:plazaextra@yahoo.com]
Sent: Monday, September 22, 2014 3:45 PM
To: wallyhstx@gmail.com; mafihamed@hotmail.com; mafih@yahoo.com
Subject: Fw: Re: Direct Deposit

Sent from Yahoo Mail on Android

From: "Yusuf Yusuf" <ysquare_88@yahoo.com>
Date: Mon, Sep 22, 2014 at 3:11 PM
Subject: Re: Direct Deposit

Wadda please let me know when the direct deposit is ready reflecting the removal of Waleed Hameds direct deposit so I can send the direct deposit not affecting any other employees payroll.

Sent from my iPhone

On Sep 22, 2014, at 3:34 PM, Yusuf Yusuf <ysquare_88@yahoo.com> wrote:

EXHIBIT 2

United Corporation East
Payroll Check Register
For the Period From Oct 22, 2014 to Oct 22, 2014

Filter Criteria includes: Report order is by Check Date. Report is printed in Detail Format.

| Reference | Date | Employee | Amount |
|-----------|----------|-----------------------|--------|
| 98691 | 10/22/14 | CURTIS A. CLEMENT | 205.27 |
| 98692 | 10/22/14 | TIJANI M. SHABAZZ | 423.68 |
| 98693 | 10/22/14 | ETHLYN VELINOR | 232.49 |
| 98694 | 10/22/14 | LUZ M. QUINONES | 231.35 |
| 98695 | 10/22/14 | MURIEL FRANCIS | 87.59 |
| 98696 | 10/22/14 | CARRIE V. WHARTON | 72.33 |
| 98697 | 10/22/14 | RAY A. BAILEY | 300.87 |
| 98698 | 10/22/14 | HILTON GEORGE | 235.78 |
| 98699 | 10/22/14 | CRUZ M. SANTANA JR | 336.83 |
| 98700 | 10/22/14 | DENISE DAVID | 275.64 |
| 98701 | 10/22/14 | SANDI MERCHANT | 268.21 |
| 98702 | 10/22/14 | CLAUDE E. ROBERTS III | 320.75 |
| 98703 | 10/22/14 | ROMEL A. ARMSTRONG | 124.67 |
| 98704 | 10/22/14 | GABRIEL A. LAWRENCE | 80.41 |
| 98705 | 10/22/14 | NAKITA T. POLEON | 223.68 |
| 98706 | 10/22/14 | GILLISA V. WILLIAMS | 116.26 |
| 98707 | 10/22/14 | ELIJAH O. BERMUDEZ | 150.24 |
| 98708 | 10/22/14 | VICTORIA D. SMITH | 83.43 |
| 98709 | 10/22/14 | ALEEM TYSON | 137.35 |
| 98710 | 10/22/14 | DANILO M. CORTORRE | 185.97 |
| 98711 | 10/22/14 | DONALD D. LAURENT | 108.21 |
| 98712 | 10/22/14 | JAHAIRA MELENDEZ | 178.97 |
| 98713 | 10/22/14 | AKEEM S. YOUNG | 59.13 |
| 98714 | 10/22/14 | KIANA S. SHERIFF | 165.72 |
| 98715 | 10/22/14 | KERRY K. JOSEPH | 163.08 |
| 98716 | 10/22/14 | DUANE I. CRUSE | 110.30 |
| 98717 | 10/22/14 | KARIMA I. SANTANA | 46.69 |
| 98718 | 10/22/14 | KHENDRAH K. SIMMON | 78.60 |
| 98719 | 10/22/14 | TYRONE J. JOSEPH | 56.75 |
| 98720 | 10/22/14 | DESHAWN I. MARTIN | 131.51 |
| 98721 | 10/22/14 | JASMINE B. BAILEY | 43.36 |
| 98722 | 10/22/14 | YZEAH K. JOSEPH | 85.11 |



United Corporation East
Payroll Check Register
For the Period From Oct 22, 2014 to Oct 22, 2014

Filter Criteria includes: Report order is by Check Date. Report is printed in Detail Format.

| Reference | Date | Employee | Amount |
|-----------|----------|----------------------|------------|
| DD1013624 | 10/22/14 | ANTHONY D. WHITE JR. | 152.16 |
| DD1013625 | 10/22/14 | ANA I. ALMESTICA | 184.18 |
| DD1013626 | 10/22/14 | ROBERT M. GEORGOP | 153.02 |
| DD1013627 | 10/22/14 | JOAQUIN ORTIZ | 677.15 |
| DD1013628 | 10/22/14 | SYLVIA V. SOLIS | 138.02 |
| DD1013629 | 10/22/14 | ERIC MALDONADO | 545.61 |
| DD1013630 | 10/22/14 | SARITA M. MALONE | 128.08 |
| DD1013631 | 10/22/14 | EVELYN PARRILLA | 248.75 |
| DD1013632 | 10/22/14 | VICTOR ROSA JR. | 269.93 |
| DD1013633 | 10/22/14 | WALEED HAMED | 4,323.42 * |
| DD1013634 | 10/22/14 | ALBERT A. LAPLACE | 239.69 |
| DD1013635 | 10/22/14 | SENTILLIA ANTOINE | 146.64 |
| DD1013636 | 10/22/14 | MONICA LLOYD | 373.87 |
| DD1013637 | 10/22/14 | GLORIA I. CORA-PALER | 155.44 |
| DD1013638 | 10/22/14 | FATHI M. YUSUF | 4,198.09 |
| DD1013639 | 10/22/14 | ALPHONSO STEVENS | 228.34 |
| DD1013640 | 10/22/14 | JOSE R. ACEVEDO | 318.46 |
| DD1013641 | 10/22/14 | JUAN CONCEPCION | 729.91 |
| DD1013642 | 10/22/14 | RAYMOND C. WILLIAMS | 367.34 |
| DD1013643 | 10/22/14 | VICTOR M. ORTIZ | 181.29 |
| DD1013644 | 10/22/14 | MORAD A. SAID | 304.53 |
| DD1013645 | 10/22/14 | SHAWNA A. PRYCE | 473.91 |
| DD1013646 | 10/22/14 | DARNELL M. WILLOCK | 215.89 |
| DD1013647 | 10/22/14 | HYACINTH WILLIAMS | 111.54 |
| DD1013648 | 10/22/14 | MICHAELINA J. HENRY | 599.44 |
| DD1013649 | 10/22/14 | JOHN BERMUDEZ | 180.00 |
| DD1013650 | 10/22/14 | TRICIA C. HAZLEWOOD | 46.00 |
| DD1013651 | 10/22/14 | FRANCINE A. MASSIAH | 271.09 |
| DD1013652 | 10/22/14 | JOANN CAMACHO | 284.39 |
| DD1013653 | 10/22/14 | JUDY N. MATTHEWS | 116.37 |
| DD1013654 | 10/22/14 | MUFEEED HAMED | 4,198.09 |
| DD1013655 | 10/22/14 | IRIVETTE RIVERA | 164.84 |

EXHIBIT 3

United Corporation East
Payroll Check Register
For the Period From Oct 22, 2014 to Oct 22, 2014

Filter Criteria includes: Report order is by Check Date. Report is printed in Detail Format.

| Reference | Date | Employee | Amount |
|-----------|----------|-----------------------|--------|
| 98691 | 10/22/14 | CURTIS A. CLEMENT | 205.27 |
| 98692 | 10/22/14 | TIJANI M. SHABAZZ | 423.68 |
| 98693 | 10/22/14 | ETHLYN VELINOR | 232.49 |
| 98694 | 10/22/14 | LUZ M. QUINONES | 231.35 |
| 98695 | 10/22/14 | MURIEL FRANCIS | 87.59 |
| 98696 | 10/22/14 | CARRIE V. WHARTON | 72.33 |
| 98697 | 10/22/14 | RAY A. BAILEY | 300.87 |
| 98698 | 10/22/14 | HILTON GEORGE | 235.78 |
| 98699 | 10/22/14 | CRUZ M. SANTANA JR | 336.83 |
| 98700 | 10/22/14 | DENISE DAVID | 275.64 |
| 98701 | 10/22/14 | SANDI MERCHANT | 268.21 |
| 98702 | 10/22/14 | CLAUDE E. ROBERTS III | 320.75 |
| 98703 | 10/22/14 | ROMEL A. ARMSTRONG | 124.67 |
| 98704 | 10/22/14 | GABRIEL A. LAWRENCE | 80.41 |
| 98705 | 10/22/14 | NAKITA T. POLEON | 223.68 |
| 98706 | 10/22/14 | GILLISA V. WILLIAMS | 116.26 |
| 98707 | 10/22/14 | ELIJAH O. BERMUDEZ | 150.24 |
| 98708 | 10/22/14 | VICTORIA D. SMITH | 83.43 |
| 98709 | 10/22/14 | ALEEM TYSON | 137.35 |
| 98710 | 10/22/14 | DANILO M. CORTORRE | 185.97 |
| 98711 | 10/22/14 | DONALD D. LAURENT | 108.21 |
| 98712 | 10/22/14 | JAHAIRA MELENDEZ | 178.97 |
| 98713 | 10/22/14 | AKEEM S. YOUNG | 59.13 |
| 98714 | 10/22/14 | KIANA S. SHERIFF | 165.72 |
| 98715 | 10/22/14 | KERRY K. JOSEPH | 163.08 |
| 98716 | 10/22/14 | DUANE I. CRUSE | 110.30 |
| 98717 | 10/22/14 | KARIMA I. SANTANA | 46.69 |
| 98718 | 10/22/14 | KHENDRAH K. SIMMON | 78.60 |
| 98719 | 10/22/14 | TYRONE J. JOSEPH | 56.75 |
| 98720 | 10/22/14 | DESHAWN I. MARTIN | 131.51 |
| 98721 | 10/22/14 | JASMINE B. BAILEY | 43.36 |
| 98722 | 10/22/14 | YZEAH K. JOSEPH | 85.11 |

**United Corporation East
Payroll Check Register****For the Period From Oct 22, 2014 to Oct 22, 2014**

Filter Criteria Includes: Report order is by Check Date. Report is printed in Detail Format.

| Reference | Date | Employee | Amount |
|-----------|----------|----------------------|--------|
| 98723 | 10/22/14 | LEONARD RODRIGUEZ | 65.70 |
| 98724 | 10/22/14 | NATHANAEL TIRADO | 89.65 |
| 98725 | 10/22/14 | TREVIA E. FARRELL | 162.87 |
| 98726 | 10/22/14 | KINBERLI K. KING | 144.43 |
| 98727 | 10/22/14 | SANDRO CARPIO | 87.73 |
| 98728 | 10/22/14 | FLOYD K. STEVENS | 80.92 |
| 98729 | 10/22/14 | ZIANNA F. ANGOL | 26.78 |
| 98730 | 10/22/14 | ISAIAH K. DUCREAY JR | 158.54 |
| 98731 | 10/22/14 | KHEYANDRAH K. SIMM | 101.62 |
| 98732 | 10/22/14 | NOREEN GREGOIRE | 213.40 |
| 98733 | 10/22/14 | ARKEL G. LYNE | 127.37 |
| 98734 | 10/22/14 | ADRIUS N. MONCHERY | 145.23 |
| 98735 | 10/22/14 | GERRY SEERAM | 544.16 |
| 98736 | 10/22/14 | HERNANDO JIMENEZ | 51.79 |
| 98737 | 10/22/14 | DORETTE L. LIDDIE | 303.15 |
| 98738 | 10/22/14 | AKILEH R. FRETT | 208.47 |
| 98739 | 10/22/14 | SHELLYNA G. JOHN | 136.94 |
| 98740 | 10/22/14 | MIGUEL A. JACOBS | 23.50 |
| 98741 | 10/22/14 | JEANEISHA Q. MCFARL | 38.31 |
| 98742 | 10/22/14 | ASHLEY M. WATTLEY | 139.89 |
| 98743 | 10/22/14 | MEDINA E. HENRY | 122.77 |
| 98744 | 10/22/14 | WILMA B. JOSEPH | 67.95 |
| 98745 | 10/22/14 | ADRIANA BERMUDEZ | 141.51 |
| 98746 | 10/22/14 | SHENEEK A. HENDRICK | 151.07 |
| 98747 | 10/22/14 | KESIAH M. JOHN | 165.24 |
| 98748 | 10/22/14 | SURASVADEE PRICE | 289.67 |
| 98749 | 10/22/14 | RASHID E. TAYLOR | 139.21 |
| 98750 | 10/22/14 | MEKEDA V. HENDRICKS | 186.78 |
| 98751 | 10/22/14 | TYRON ROBERTS | 239.12 |
| 98752 | 10/22/14 | MARY S. GONZALEZ | 574.10 |
| 98753 | 10/22/14 | REGINO BENITEZ | 276.06 |
| 98754 | 10/22/14 | ANTHONY D. WHITE JR. | 152.16 |

**United Corporation East
Payroll Check Register**

For the Period From Oct 22, 2014 to Oct 22, 2014

Filter Criteria includes: Report order is by Check Date. Report is printed in Detail Format.

| Reference | Date | Employee | Amount |
|-----------|----------|----------------------|----------|
| 98755 | 10/22/14 | ROBERT M. GEORGOP | 153.02 |
| 98756 | 10/22/14 | JOAQUIN ORTIZ | 677.15 |
| 98757 | 10/22/14 | SYLVIA V. SOLIS | 138.02 |
| 98758 | 10/22/14 | ERIC MALDONADO | 545.61 |
| 98759 | 10/22/14 | SARITA M. MALONE | 128.08 |
| 98760 | 10/22/14 | EVELYN PARRILLA | 248.75 |
| 98761 | 10/22/14 | VICTOR ROSA JR. | 259.93 |
| 98762 | 10/22/14 | ALBERT A. LAPLACE | 239.69 |
| 98763 | 10/22/14 | MONICA LLOYD | 373.87 |
| 98764 | 10/22/14 | GLORIA I. CORA-PALER | 155.44 |
| 98765 | 10/22/14 | FATHI M. YUSUF | 4,198.09 |
| 98766 | 10/22/14 | ALPHONSO STEVENS | 228.34 |
| 98767 | 10/22/14 | JOSE R. ACEVEDO | 318.46 |
| 98768 | 10/22/14 | JUAN CONCEPCION | 729.91 |
| 98769 | 10/22/14 | RAYMOND C. WILLIAMS | 367.34 |
| 98770 | 10/22/14 | VICTOR M. ORTIZ | 181.29 |
| 98771 | 10/22/14 | MORAD A. SAID | 304.53 |
| 98772 | 10/22/14 | SHAWNA A. PRYCE | 473.91 |
| 98773 | 10/22/14 | DARNELL M. WILLOCK | 215.89 |
| 98774 | 10/22/14 | HYACINTH WILLIAMS | 111.54 |
| 98775 | 10/22/14 | MICHAELINA J. HENRY | 599.44 |
| 98776 | 10/22/14 | JOHN BERMUDEZ | 180.00 |
| 98777 | 10/22/14 | TRICIA C. HAZLEWOOD | 46.00 |
| 98778 | 10/22/14 | FRANCINE A. MASSIAH | 271.09 |
| 98779 | 10/22/14 | JOANN CAMACHO | 284.39 |
| 98780 | 10/22/14 | JUDY N. MATTHEWS | 116.37 |
| 98781 | 10/22/14 | MUFEED HAMED | 4,198.09 |
| 98782 | 10/22/14 | IRIVETTE RIVERA | 164.84 |
| 98783 | 10/22/14 | KIZMA PETERSON | 201.59 |
| 98784 | 10/22/14 | TIFFANY S. HANLEY | 160.17 |
| 98785 | 10/22/14 | KAREEM C. NESBITT | 98.18 |
| 98786 | 10/22/14 | AISHA CLARKE | 78.49 |

*Wally's
name out*

United Corporation East
Payroll Check Register
For the Period From Oct 22, 2014 to Oct 22, 2014

Filter Criteria Includes: Report order is by Check Date. Report is printed in Detail Format. -

| Reference | Date | Employee | Amount |
|-----------|----------|----------------------|----------|
| 98787 | 10/22/14 | YUSUF YUSUF | 4,198.09 |
| 98788 | 10/22/14 | CHRISTUS THEOPHILU | 352.00 |
| 98789 | 10/22/14 | BRENDALI CAMACHO | 265.95 |
| 98790 | 10/22/14 | LANIQUE C. GREENAW | 210.12 |
| 98791 | 10/22/14 | KATISHA A. KING | 456.40 |
| 98792 | 10/22/14 | ENESHA S. HENDRICKS | 171.70 |
| 98793 | 10/22/14 | FATHI HANNUN | 303.22 |
| 98794 | 10/22/14 | ZORAIDA PARRILLA | 226.41 |
| 98795 | 10/22/14 | GLADYS L. RODNEY | 156.97 |
| 98796 | 10/22/14 | TERRY S. HUGGINS | 89.88 |
| 98797 | 10/22/14 | KAMILLA C. MATOO | 333.18 |
| 98798 | 10/22/14 | BURTON A. HANSEN JR | 50.89 |
| 98799 | 10/22/14 | ALEXIS J. BRIGHT | 226.35 |
| 98800 | 10/22/14 | JAHMANE A. CAINES | 267.29 |
| 98801 | 10/22/14 | JOSHUA J. WILLIAMS | 84.40 |
| 98802 | 10/22/14 | OMAR F. HANNUN | 153.65 |
| 98803 | 10/22/14 | VACHEL K. HICKS | 150.36 |
| 98804 | 10/22/14 | LEVINCIA F. BARTLETT | 117.72 |
| 98805 | 10/22/14 | LAVEINA T. BARTLETTE | 232.31 |
| 98806 | 10/22/14 | ROBERT PHILLIPE | 197.36 |
| 98807 | 10/22/14 | SABRENA A. ARJUNE | 289.84 |
| 98808 | 10/22/14 | TRAVIS E. CHARLES | 126.84 |
| 98809 | 10/22/14 | D'SEAN A. MILLER | 96.69 |
| 98810 | 10/22/14 | HABA E. ROYER | 63.55 |
| 98811 | 10/22/14 | ANTHONY C. HAZLEWO | 133.29 |
| 98812 | 10/22/14 | ROSA M. JONES | 183.45 |
| 98813 | 10/22/14 | TIMOTHY M. LAURENT | 134.37 |
| 98814 | 10/22/14 | NYAH D. ROBERTS | 169.36 |
| 98815 | 10/22/14 | EUGENIA E. HUGHES | 136.73 |
| 98816 | 10/22/14 | JEQUON J. BENJAMIN | 351.13 |
| 98817 | 10/22/14 | MARITZA M. RODRIGUE | 98.69 |
| 98818 | 10/22/14 | LAVERNE J. ELLIOTT | 36.11 |

United Corporation East
Payroll Check Register
For the Period From Oct 22, 2014 to Oct 22, 2014

Filter Criteria includes: Report order is by Check Date. Report is printed in Detail Format.

| Reference | Date | Employee | Amount |
|-----------|----------|----------------------|--------|
| 98819 | 10/22/14 | MARIO A. THOMAS | 157.86 |
| 98820 | 10/22/14 | JOARIAM FRAGOSA | 87.32 |
| 98821 | 10/22/14 | GEORGE S. JAMES | 128.03 |
| 98822 | 10/22/14 | HILMA CUFFY | 67.19 |
| 98823 | 10/22/14 | JIVAUN J. HALL | 104.33 |
| 98824 | 10/22/14 | SHAKEDA S. ARCHIBAL | 129.40 |
| 98825 | 10/22/14 | GLORYBEE PEREZ | 185.16 |
| 98826 | 10/22/14 | JOSE A. LOPEZ | 47.02 |
| 98827 | 10/22/14 | JAYDA L. CHRISTOPHE | 189.78 |
| 98828 | 10/22/14 | LENIQUA D. SANTOS | 165.58 |
| 98829 | 10/22/14 | SAMANTHA C. SMITH | 209.48 |
| 98830 | 10/22/14 | GREGORY A. EVANS JR | 203.46 |
| 98831 | 10/22/14 | CELESTE FARRELL | 254.35 |
| 98832 | 10/22/14 | NATISHA C. MALONEY | 307.14 |
| 98833 | 10/22/14 | DESTIN D. FOYE | 141.77 |
| 98834 | 10/22/14 | RAHEEM L. BONNIE | 51.61 |
| 98835 | 10/22/14 | JARED E. HALL | 89.16 |
| 98836 | 10/22/14 | CHALEED G. NIELSEN | 114.85 |
| 98837 | 10/22/14 | HAKHEEM Z. FARRELL | 91.31 |
| 98838 | 10/22/14 | ZHANE Z. PROCTOR | 77.09 |
| 98839 | 10/22/14 | RALSTON I. WELSH JR | 185.49 |
| 98840 | 10/22/14 | KYANA S. HUGHES | 178.50 |
| 98841 | 10/22/14 | ALLISON G. WALWYN | 121.01 |
| 98842 | 10/22/14 | STEVE E. ASHE | 101.75 |
| 98843 | 10/22/14 | JENELLE M. EDWARDS | 75.55 |
| 98844 | 10/22/14 | SE-DEJAH S. SIMMOND | 141.94 |
| 98845 | 10/22/14 | NESLEY A. BROWN JR | 65.36 |
| 98846 | 10/22/14 | JENAE J. GITTENS | 130.64 |
| 98847 | 10/22/14 | RANKS K. THOMAS | 93.78 |
| 98848 | 10/22/14 | KINOIA A. FREDERICKS | 232.45 |
| 98849 | 10/22/14 | BRYAN ENCARNACION | 86.06 |
| 98850 | 10/22/14 | WADDA E. CHARRIEZ | 382.56 |

**United Corporation East
Payroll Check Register**

For the Period From Oct 22, 2014 to Oct 22, 2014

Filter Criteria includes: Report order is by Check Date. Report is printed in Detail Format.

| Reference | Date | Employee | Amount |
|-----------|----------|-----------------------|--------|
| 98851 | 10/22/14 | KESHA R. TIMOTHY | 90.06 |
| 98852 | 10/22/14 | MICHAEL A. CRUZ | 95.75 |
| 98853 | 10/22/14 | RAJAH E. CAUL | 109.34 |
| 98854 | 10/22/14 | GERARD D. THOMAS | 155.75 |
| 98855 | 10/22/14 | MAHQUN U. GRAHAM | 37.17 |
| 98856 | 10/22/14 | TAHEEM A. HANSEN | 67.50 |
| 98857 | 10/22/14 | DRUERANA ALEXANDE | 191.02 |
| 98858 | 10/22/14 | KEYAMA ANDREW | 181.97 |
| 98859 | 10/22/14 | ANTHONY RENE | 157.73 |
| 98860 | 10/22/14 | CLARISA M. JOSEPH | 393.84 |
| 98861 | 10/22/14 | CLARIS M. JOSEPH | 370.14 |
| 98862 | 10/22/14 | DAINIA N. DANIELS | 99.07 |
| 98863 | 10/22/14 | GERMAN CABRERA | 231.98 |
| 98864 | 10/22/14 | CHRISTY F. GIFFARD | 213.38 |
| 98865 | 10/22/14 | REUEL M. SALTERS | 457.53 |
| 98866 | 10/22/14 | FIOR D. RIVAS DE JAME | 244.55 |
| 98867 | 10/22/14 | SAMANTHA A. TAYLOR | 257.86 |
| 98868 | 10/22/14 | EMELDA AUSTRIE | 181.02 |
| 98869 | 10/22/14 | CARLENE PRESENDIEU | 212.59 |
| 98870 | 10/22/14 | KENDEL FLORENCE | 132.71 |
| 98871 | 10/22/14 | BERNADETTE CHARLE | 186.57 |
| 98872 | 10/22/14 | HECTOR R. TORRES | 484.81 |
| 98873 | 10/22/14 | ALBERTO MALDONADO | 404.79 |
| 98874 | 10/22/14 | MERCEDES RODRIGUE | 248.65 |
| 98875 | 10/22/14 | PETER W. MATTHIAS J | 234.22 |
| 98876 | 10/22/14 | THOMAS T. WYATT JR. | 176.75 |
| 98877 | 10/22/14 | PASTOR PICHARDO | 378.82 |
| 98878 | 10/22/14 | STANILLIA SCOTLAND | 158.36 |
| 98879 | 10/22/14 | AGNES PETER | 225.64 |
| 98880 | 10/22/14 | LEROY E. DANIELSON II | 194.21 |
| 98881 | 10/22/14 | MALIK A. PETERSEN | 77.30 |
| 98882 | 10/22/14 | JOSEPH T. LAWRENCE | 63.91 |

United Corporation East
Payroll Check Register
For the Period From Oct 22, 2014 to Oct 22, 2014

Filter Criteria includes: Report order is by Check Date. Report is printed in Detail Format.

| Reference | Date | Employee | Amount |
|-----------|----------|------------------------|------------------|
| 98883 | 10/22/14 | CASIMIRA DE LOS SAN | 267.41 |
| 98884 | 10/22/14 | ANA I. ALMESTICA | 184.18 |
| 98885 | 10/22/14 | SENTILLIA ANTOINE | 146.64 |
| 98886 | 10/22/14 | JESSICA BENJAMIN | 58.26 |
| 98887 | 10/22/14 | SHANTELE C. BATHLE | 93.21 |
| 98888 | 10/22/14 | LUIS A. VEGAS | 112.15 |
| 98889 | 10/22/14 | VIOLA Y. PERALTA ROA | 149.04 |
| 98890 | 10/22/14 | KELVIN I. PICHARDO | 132.94 |
| | | 10/22/14 thru 10/22/14 | <u>49,643.93</u> |
| | | 10/22/14 thru 10/22/14 | <u>49,643.93</u> |

EXHIBIT C

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

MOHAMMAD HAMED, by his
authorized agent **WALEED HAMED**,

Plaintiff/Counterclaim Defendant,

vs.

FATHI YUSUF and
UNITED CORPORATION,

Defendants/Counterclaimants,

vs.

**WALEED HAMED, WAHEED
HAMED, MUFEED HAMED,
HISHAM HAMED,
and PLESSEN ENTERPRISES, INC.,**

Counterclaim Defendants.

CIVIL NO. SX-12-CV-370

**ACTION FOR DAMAGES
INJUNCTIVE RELIEF AND
DECLARATORY RELIEF**

JURY TRIAL DEMANDED

DECLARATION OF MUFEED HAMED

I, MUFEED HAMED, declare, pursuant to 28 U.S.C. Section 1746, as follows:

1. I have personal knowledge of the facts set forth herein.
2. I am the designated Hamed manager for the Plaza East store.
3. Normally I would co-sign all checks.
4. Payroll checks paid electronically by direct deposit have my electronic signature that is used once I give electronic approval of the weekly payroll.
5. Since the electronic system has been by-passed, the payroll checks are not presented to me for payment before they are given to the employees to cash at the store.
6. Initially I would write a check to Waleed Hamed and have him cash it so

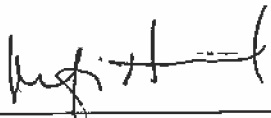


that he would be paid.

7. However, after Attorney Holt informed me that Judge Ross wanted the situation to stop, I no longer have done so, so that Waleed Hamed has not been paid for the last two weeks.
8. The employees are told I refused to sign the checks, which is why they have to cash their checks.
9. The cashed payroll checks have been left on my desk approximately a week later, bound together with a rubber band with no notes or instructions, as per the attached picture.
10. There are approximately 150 store employees, some of whom are now complaining to Wadda Charriez and me about not getting direct deposit checks.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: October 23, 2014



MUFEEED HAMED

340.773.9062 Tel • 340.773.9062 Fax
KOBELT & WYLLIE ARCHITECTS
1000 W. WYLLIE BLVD. SUITE 1000
DENVER, CO 80202

UNITED CORPORATION
1000 W. WYLLIE BLVD. SUITE 1000
DENVER, CO 80202
ONLINE 7 days

AND
P.O. BOX 1158
DENVER, CO 80115

00.5
H

SEALING

UNITED CORPORATION

1000 W. WYLLIE BLVD. SUITE 1000
DENVER, CO 80202

SCOTT
1810

1000 W. WYLLIE BLVD. SUITE 1000

1000 W. WYLLIE BLVD. SUITE 1000

AIR FORCE SQUARE

1000 W. WYLLIE BLVD. SUITE 1000

1000 W. WYLLIE BLVD. SUITE 1000

1000 W. WYLLIE BLVD. SUITE 1000