

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

**MOHAMMAD HAMED, BY HIS
AUTHORIZED AGENT WALEED HAMED,**

PLAINTIFF/COUNTERCLAIM DEFENDANT,

v.

**FATHI YUSUF AND UNITED
CORPORATION,**

DEFENDANTS/COUNTERCLAIMANTS,

v.

**WALEED HAMED, WAHEED HAMED,
MUFEEED HAMED, HISHAM HAMED,
AND PLESSEN ENTERPRISES, INC.,**

COUNTERCLAIM DEFENDANTS.

**WALEED HAMED, AS EXECUTOR OF THE
ESTATE OF MOHAMMAD HAMED,**

PLAINTIFF,

v.

UNITED CORPORATION,

DEFENDANT.

MOHAMMAD HAMED,

PLAINTIFF,

v.

FATHI YUSUF,

DEFENDANT.

Civil No. SX-12-CV-370

**ACTION FOR INJUNCTIVE
RELIEF, DECLARATORY
JUDGMENT, PARTNERSHIP
DISSOLUTION, WIND UP, and
ACCOUNTING**

CONSOLIDATED WITH

Civil No. SX-14-CV-287

**ACTION FOR DAMAGES and
DECLARATORY JUDGMENT**

CONSOLIDATED WITH

Civil No. SX-14-CV-378

**ACTION FOR DEBT and
CONVERSION**

ORDER

THIS MATTER came before the Special Master for review pursuant to an order, dated July 21, 2017, in which the Court ordered, *inter alia*, the parties to “meet and confer with each other and with the Master to develop a plan, subject to the Master’s approval, for conducting further discovery in the matter in accordance with the Opinions and Orders of the Court.” (July, 21, 2017 Order) As such, the Special Master will schedule a status conference in this matter. Parties should be ready to discuss housekeeping matters, including but not limited to various scheduling deadlines. Parties will be permitted to raise new issues at the status conference.

Furthermore, on November 16, 2017, Hamed filed a motion for a hearing before the Special Master. In his motion, Hamed advised the Court that the following claims do not require any discovery and should be ready for determination after limited briefing:

1. Additional Rent for Bay 1 (\$200,000 & \$250,000 per month);
2. Past Partnership Withdrawals – Receipts;
3. Hamed Partnership Interest in Sale of the Dorothea Property;
4. Reimbursement to Fathi Yusuf for withdrawals related to Tutu Park rent and tax; payments-2012 to 2014 real estate taxes for Plaza Extra STT;
5. Invoices from David Jackson, CPA, for tax work done for the Partnership;
6. John Gaffney’s pro-rated salary, benefits, and bonus from 2012 to June 2016;
7. Retirement bonus paid to Mary Gonzales;
8. 100 shopping cards purchased for Plaza Extra-East;
9. Replacement of two condensers for Plaza Extra-East;
10. Wally Hamed’s payment of accounting and attorneys’ fees in *United States of America v. United Corp., et al.*, V.I. D. Ct. 2005-cr-015;
11. Payments to Dudley Law Firm; and
12. Attorney and accounting’s fees paid by the Partnership for the criminal case. (Motion, Exhibit 2)

In light of the Court already scheduling a status conference in this matter, the Court will deny as moot Hamed’s motion for a hearing before the Special Master. However, the Court will grant Hamed and Yusuf leave to submit a two-page memo (exclusive of caption and signature pages) on each of the aforementioned claims, with all relevant exhibits attached. Moreover, Yusuf should also

attach to the memo any and all documents he presented to the Special Master in support of the liquidating partner's decisions in items 4, 5, 6, 7, 8, 9, and 11. Accordingly, it is hereby:

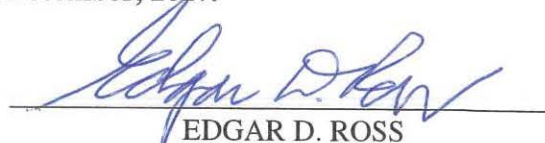
ORDERED that a status conference shall be scheduled for **December 15, 2017 at 9:00 a.m. in Courtroom 211**. Parties shall appear in person and be ready to discuss housekeeping matters, including but not limited to various scheduling deadlines. It is further:

ORDERED that Hamed's motion for a hearing before the Special Master, filed on November 16, 2017, is **DENIED AS MOOT**. It is further:

ORDERED that, Hamed and Yusuf shall submit a two-page memo (exclusive of caption and signature pages) on each of the aforementioned claims, with all relevant exhibits attached, **on or before January 12, 2018**. Each memo shall be prepared using a minimum font size of 12 points and double spaced. **And** it is further:

ORDERED that Yusuf shall attach to his memo any and all documents he presented to the Special Master in support of the liquidating partner's decisions in items 4, 5, 6, 7, 8, 9, and 11.

DONE and so **ORDERED** this 4th day of December, 2017.


EDGAR D. ROSS
Special Master