

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

WALEED HAMED, as the Executor of the
Estate of MOHAMMAD HAMED,

Plaintiff/Counterclaim Defendant,

vs.

FATHI YUSUF and **UNITED CORPORATION**

Defendants and Counterclaimants,

vs.

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

Counterclaim Defendants.

Case No.: SX-2012-CV-370

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

JURY TRIAL DEMANDED

Consolidated with

Case No.: SX-2014-CV-287

**ACTION FOR DECLARATORY
JUDGMENT**

JURY TRIAL DEMANDED

Consolidated with

Case No.: SX-2014-CV-278

**ACTION FOR DEBT AND
CONVERSION**

JURY TRIAL DEMANDED

WALEED HAMED, as the Executor of the
Estate of MOHAMMAD HAMED,

Plaintiff,

vs.

UNITED CORPORATION,

Defendant.

WALEED HAMED, as the Executor of the
Estate of MOHAMMAD HAMED,

Plaintiff,

vs.

FATHI YUSUF,

Defendant.

**HAMED'S THIRD REQUEST FOR THE PRODUCTION OF DOCUMENTS
NOS. 8-18 OF 50 PURSUANT TO THE CLAIMS DISCOVERY PLAN**

**H-20: KAC357, INC. PAYMENT OF TROPICAL SHIPPING INVOICES,
H-26: INVENTORY MOVED FROM PLAZA WEST TO EAST,
H-27: BJ'S WHOLESALE CLUB VENDOR CREDIT,
H-36: UNCLEAR UVI PAYMENT,
H-141: GENERAL LEDGER ENTRY "DUE T/FR SETTLEMENT"
H-142: HALF ACRE IN ESTATE TUTU,
H-148: EXCESSIVE TRAVEL AND ENTERTAINMENT EXPENSES,
H-157: GENERAL LEDGER ENTRY REGARDING "FATHI YUSUF REFUND
OF OVERPAYMENT,"
H-159: GENERAL LEDGER ENTRIES INDICATING ACCOUNTS PAYABLE
TRADE PAYMENTS TO UNITED CORPORATION IN 2015,
H-166: ENTRY FOR TUTU PARK LTD FOR \$30,359.38, AND
H-167: "CHECKS TO DAYTONA BEACH MARKET & DELI**

RFPDs 8 of 50:

Request for the Production of Documents, 8 of 50, relates to H-20 (old Claim No. 279): "KAC357, Inc. payment of Tropical Shipping invoices."

With respect to H-20, please provide all documents which relate to this transaction and entry in the accounting – the invoice(s), proof of reimbursement to KAC357, Inc., bank statements, etc. and particularly all underlying documents relating to any refusal to pay these invoices.

Response:

RFPDs 9 of 50:

Request for the Production of Documents, relates to H-26 (old Claim No. 316): "Inventory moved from Plaza West to East after official inventory."

Please provide all documents which relate to H-26 – particularly all underlying documents relating to any sales or transfers from West to East after the date of the inventory amount being set.

Response:

RFPDs 10 of 50:

Request for the Production of Documents, 10 of 50, relates to H-27 (old Claim No. 319): "BJ's Wholesale Club vendor credit."

With respect to H-27, please provide all documents, including, but not limited to, bank statements, credit card statements, canceled checks, and/or invoices, that demonstrates that the 2015 credit of \$5,632.57 from BJ Wholesales placed on Mike Yusuf's personal credit card was properly reimbursed to the Partnership, or documents relating to the refusal to reimburse the Partnership.

Response:

RFPDs 11 of 50:

Request for the Production of Documents, 11 of 50, relates to H-36 (old Claim No. 345): "Unclear UVI payment."

With respect to H-36, please provide all documents, including, but not limited to, bank statements, credit card statements, canceled checks, and/or invoices, that demonstrate that the UVI payments that were erroneously deposited in the Plaza Extra East bank account after the transfer of the stores was reimbursed to KAC357, Inc. or documents relating to the refusal to reimburse KAC357, Inc.

Response:

RFPDs 12 of 50:

Request for the Production of Documents, 12 of 50, relates to H-141 (old Claim No. 488): "Unclear general ledger entry "due t/fr settlement re stmt at 9/30/15."

With respect to H-141, please provide all documents which relate to this entry – particularly all underlying documents relating to the 9/30/15 settlement referenced, the funds involved and their disposition.

Response:

RFPDs 13 of 50:

Request for the Production of Documents, 13 of 50, relates to H-142 (old Claim No. 490): "Half acre in Estate Tutu."

With respect to H-142, please provide all documents which relate to this entry -- particularly (but not limited to) all underlying documents relating to the source of funds for the purchase of this property if it was other than income from the stores.

Response:

RFPDs 14 of 50:

Request for the Production of Documents, 14 of 50, relates to H-148 (old Claim No. 3011): "Excessive travel and entertainment expenses."

If the answer to the request to admit as to H-148 is "deny," please provide the backup documentation for all travel expenses for the members of the Yusuf family from 2007 to 2014 that exceed \$1000, as it relates to H-148.

Response:

RFPDs 15 of 50:

Request for the Production of Documents, 15 of 50, relates to H-157 (old Claim No. 402/418): "Unclear general ledger entry regarding 'Fathi Yusuf refund of overpayment'."

With respect to H-157, please provide all documents which relate to this transaction and accounting entry -- particularly (but not limited to) all underlying documents relating to the general ledger entry "West, 7/14/15, JE14, GENJ, YUSUF REFUND OF OVERPMT, \$77,335.62."

Response:

RFPDs 16 of 50:

Request for the Production of Documents, 16 of 50, relates to H-159 (old Claim No. 442/407): "Unclear general ledger entries indicating Accounts Payable-trade payments to United Corporation in 2015."

With respect to H-159, please provide all documents which relate to, support, and explain all of the accounts payable-trade payments made to the United Corporation in 2015, including, but not limited to invoices, bank statements, credit card statements, and canceled checks.

Response:

RFPDs 17 of 50:

Request for the Production of Documents, 17 of 50, as described in Hamed's February 15, 2016 Requests to John Gaffney re GL by Item Number and the September 28, 2016 JVZ Engagement Report and Exhibits, relates to H-166 (old Claim No. 218): "Entry for Tutu Park Ltd for \$30,359.38."

With respect to H-166, please provide all documents which relate to, support and explain the transaction and accounting entry for Tutu Park Ltd for \$30,359.38, including, but not limited to invoices, bank statements, credit card statements, and canceled checks.

Response:

RFPDs 18 of 50:

Request for the Production of Documents, 18 of 50, as described in Hamed's February 15, 2016 Requests to John Gaffney re GL by Item Number and the September 28, 2016 JVZ Engagement Report and Exhibits, relates to H-167 (old Claim No. 220): "Checks to Daytona Beach Market & Deli."

With respect to H-167, please provide all documents which relate to, support and explain all of the 2013 general ledger entries "checks to Daytona Beach Market & Deli," including, but not limited to documents identifying that entity, invoices, bank statements, credit card statements, and canceled checks. This is an unfamiliar vendor to the Hameds.

Response:

Dated: February 21, 2018


Carl J. Hartmann III, Esq.
Co-Counsel for Plaintiff
5000 Estate Coakley Bay, L6
Christiansted, VI 00820
Email: carl@carlhartmann.com
Tele: (340) 719-8941

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) 773-867

CERTIFICATE OF SERVICE


I hereby certify that on this 21st day of February, 2018, I served a copy of the foregoing by email, as agreed by the parties, on:

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

Gregory H. Hodges
Stefan Herpel
Charlotte Perrell
Law House, 10000 Frederiksberg Gade
P.O. Box 756
St. Thomas, VI 00802
ghodges@dtflaw.com

Mark W. Eckard
Hamm, Eckard, LLP
5030 Anchor Way
Christiansted, VI 00820
mark@markeckard.com

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



CERTIFICATE OF COMPLIANCE WITH RULE 6-1(e)

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