

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.

References to "Exhibits" are to the Exhibits to Yusuf's First Set Of Discovery served on Hamed on March 23, 2018.

Request to Admit 33 of 50:

Substantially the same as Yusuf RTA #1. Admit that Yusuf family members removed money from the safes at the Plaza Extra Stores without creating a written record of the withdrawal.

Response:

Request to Admit 34 of 50:

Substantially the same as Yusuf RTA #2. Admit that a settlement was reached for all Partnership uses of Plaza Extra East facilities and did not specify that it was solely for Bay 1.

Response:

Request to Admit 35 of 50:

Substantially the same as Yusuf RTA #8. Admit that Yusuf was in charge of coordinating all of the financials of the Partnership in its relations with United -- including rents.

Response:

Request to Admit 36 of 50:

Substantially the same as Yusuf RTA #15. Admit that the Partners agreed when the Partnership was formed that all income taxes of Hamed and his children were to be paid from the grocery store operations.

Response:

Request to Admit 37 of 50:

Substantially the same as Yusuf RTA #16. Admit that the Partners agreed when the Partnership was formed that Fathi Yusuf would provide the services and use of United by the Partnership and the Partnership operated the three Plaza Extra Stores that way.

Response:

Request to Admit 38 of 50:

Substantially the same as Yusuf RTA #17. Admit that no a black book ledger was kept to record amounts due to United, the Partnership, and between the Partners after August of 2006.

Response:

Request to Admit 39 of 50:

Substantially the same as Yusuf RTA #18. Admit that Fathi, Mike, Negeh and Yusuf Yusuf received financial benefit from the failure to report income skimmed from the grocery store operations on United's taxes.

Response:

Request to Admit 40 of 50:

Substantially the same as Yusuf RTA #19. Admit that Yusuf knew that monies skimmed from the grocery store operations were not being reported to the taxing authorities and nonetheless continued to receive financial gain from the under-reported income.

Response:

Request to Admit 41 of 50:

Substantially the same as Yusuf RTA #20. Admit that Yusuf did not report all income he received as a partner in the grocery store operations to the taxing authorities.

Response:

Request to Admit 42 of 50:

Substantially the same as Yusuf RTA #21. Admit that the Partnership is a separate and distinct legal entity from United and has been for the duration of the Partnership -- and that is solely the Partnership that owned the three Plaza Extra grocery stores, not United.

Response:

Request to Admit 43 of 50:

Substantially the same as Yusuf RTA #22. Admit that in 2014, Mike Yusuf acknowledged, under oath, that the \$1.6 million Yusuf alleges is due to Yusuf as a result of the accounting true-up of only one operation at that time, and thus, did not show the full accounting at that time.

Response:

Request to Admit 44 of 50:

Substantially the same as Yusuf RTA #23. Admit that members of the Yusuf family held assets for Fathi Yusuf which were part of his distributions from the Partnership.

Response:

Dated: March 25, 2018



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CERTIFICATE OF SERVICE

I hereby certify that on this 25th day of March, 2018, I served a copy of the foregoing by email (CaseAnywhere ECF), as agreed by the parties, on:

Hon. Edgar Ross
Special Master
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CERTIFICATE OF COMPLIANCE WITH RULE 6-1(e)

This document complies with the page or word limitation set forth in Rule 6-1(e).

