

**IN THE SUPERIOR COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. THOMAS/ ST. JOHN**

UNITED CORPORATION,)	Case No. ST-13-CV-102
)	
)	
vs.)	PLAINTIFF'S FIRST SET OF
)	INTERROGATORIES TO
)	DEFENDANT WAHEED HAMED
)	
WAHEED HAMED,)	
)	
Defendant.)	
)	
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PLAINTIFF'S FIRST SET OF INTERROGATORIES TO
DEFENDANT WAHEED HAMED

TO: WAHEED Hamed, Defendant
c/o Carl Hartmann
5000 Estate Coakley Bay, L-6
Christiansted VI 00820
carl@carlhartmann.com

Plaintiff United Corporation, by and through its undersigned counsel, pursuant to Fed. R. Civ. P. 33 and 34, hereby propounds and serves the following written Interrogatories to the Defendant, to be answered separately and fully in writing, under oath, as well as requests to produce the following documents, within thirty (30) days from the date hereof. If additional space for the answer to an Interrogatory is needed, attach a separate page and indicate the Interrogatory which is being answered.

I.
DEFINITIONS

For the purpose of these Interrogatories, the following words shall have the meaning indicated below:

Sign: _____

1. "And" includes "or" and "or" includes "and"; "any" includes "all" and "all" includes "any"; "each" includes "every" and "every" includes "each".

2. "Company" or "entity" means any form of business whatever organized, including, without limitation, any corporation, sole proprietorship, partnership (general or limited), joint venture, association, group, government agency, firm or other business enterprise or legal entity which is not a natural person, and means both the singular and plural.

3. "Define" when used with reference to a phrase or term, means (a) state the meaning of the phrase or term; and (b) identify each person known by Defendant to have personal knowledge regarding the meaning of such phrase or term upon whose testimony Defendant presently intends to rely at trial.

4. "Describe", means to explain fully by reference to underlying facts rather than conclusions of fact or law.

5. "Document" means originals or any exact copies of written, recorded, transcribed, punched, filmed, taped, or graphic matter, however and by whomever prepared, produced, reproduced, disseminated or made, including, but not limited to, any memoranda, inter-office or intra-office communications, letters, studies, reports, summaries, articles, releases, notes, records or conversations, minutes, statements, comments, speeches, testimony, notebooks, drafts, data sheets, worksheets, records, statistics, charts, contracts, diaries, bills, accounts, graphics or oral records, representations of any kind (including without limitation, photographs, plats, charts, graphs, cards, computer or word processing disks, or other written, printed, typed, aural, or recorded material in the possession, custody or control of Defendant. The term "document" also means all copies or reproductions of all the foregoing items upon which notations in writing, print, or otherwise have been made that do not appear on the originals. To the extent the data processing cards, magnetic tapes, disks or other computer-related materials are produced, produce all programs, instructions, passwords and other similarly related information necessary to read, comprehend or otherwise utilize said data processing cards, magnetic tapes, or other computer-related materials.

6. (A) "Identify" and "identification" when used with reference to a natural person, means to state his or her (a) full name; (b) present business and/or residence address and telephone numbers; (c) present business affiliation, address, title or position; (d) if different from (c), the group, organization or business the person was representing at any time relevant to the answer to a specific Interrogatory; and (e) home address. If this information is not known, furnish such information as was last known.

(B) "Identify" and "identification" when used with reference to a business entity, means to state its (a) full name; (b) form or organization (e.g., corporation, partnership); (c) place of

Sign: _____

incorporation; and (d) address of its principal place of business. If this information is not known, furnish such information as was last known.

(C) "Identify" and "identification" when used with reference to an act, action, activity, omission or event, means to state (a) the identity of persons who participated in such act, action, activity, omission, or event; (b) the date and place of such act, action, activity, omission, or event in detail; and (c) the identity of each person having knowledge of the act, action, activity, omission, or event.

(D) "Identify" and "identification" when used in reference to a document, means to state (a) the type of document or some other means of identifying it (e.g., letter, memorandum, report, etc.); (b) its subject matter; (c) the identity of its author(s), signer(s), and any person who participated in its preparation; (d) the identity of each addressee or recipient; (e) the identity of each person to whom copies were sent and each person by whom copies were received; (f) its title and date; and (g) its present location and the identity of its custodian (if any such document was, but is no longer in, the possession of or subject to the control of the Defendants, state what and when disposition was made of it).

(E) "Identify" and "Identification" when used with reference to a conversation, oral communication, discussion, oral statement or interview, means (a) state the date upon which it took place; (b) identify each person who participated in it, witnessed it and/or overheard it; (c) state what was said by each such person, including the issues and matters discussed; and (d) identify each document which describes or relates to it.

7. "Individual" or "Person" means any natural person, including without limitation, an officer, director, employee, agent, representative, distributor, supplier, independent contractor, licensee or franchisee, and it includes any corporation, sole proprietorship, partnership, joint venture, group, government agency and agent, firm or other business enterprise or legal entity, which is not a natural person, and means both the singular and the plural.

8. "Parties" as used herein shall be interpreted to refer to all parties to this litigation.

9. "Person" includes a corporation, partnership or other business associate or entity, natural person and any government or governmental body, commission, board or agency.

10. "Plaintiff" shall include any legal entity which is a division or subsidiary corporation of, or has merged with Plaintiff corporation, if applicable. Any reference to actions taken by the Plaintiff shall also include these actions taken by any other entity which has, before or after those actions become a division of, been created by or merged with Plaintiff either directly or indirectly.

Sign: _____

11. "You" and/or "your" refer to the party answering the Interrogatories, his agents, employees, servants or representatives and, unless privileged, his attorney.

12. The following rules of construction apply to all discovery requests:

(a) All/Each. The terms "all" and "each" shall be construed as all and each.

(b) And/Or. The connectives "and" and "or" shall be construed either disjunctively or conjunctively as necessary to bring within the scope of the discovery request all responses that might otherwise be construed to be outside of its scope.

(c) Number. The use of the singular form of any work includes the plural and vice versa.

II. **INSTRUCTIONS**

1. Each Interrogatory shall be continuing so as to require you to file supplemental answers pursuant to Fed R. Civ. P. 26.

2. Each Interrogatory calls for information in Defendant's possession, custody or control, or in the possession, custody or control of Defendant's present or former officers, directors, employees, representatives, agents, consultants, contractors, subcontractors, and legal counsel, unless privileged or otherwise protected.

3. With respect to any information that is withheld on a claim of privilege, provide at the time of responding to these Interrogatories, a statement signed by an attorney representing Defendant setting forth as to each such item of information withheld:

(a) the identity of the person(s) having knowledge of the information;

(b) the identity of the persons to whom the information was communicated or otherwise made available;

(c) the job title or position of every person identified in response to subparagraphs (a) and (b);

(d) the date(s) on which the information was received or became known by each person having knowledge of its existence;

Sign: _____

- (e) a brief description of the nature and subject matter of the information; and
- (f) the statute, rule or decision that is claimed to give rise to the privilege.

4. Each part of the following Interrogatories, whether a numerical paragraph or one of the subparagraphs, is to be answered separately and fully.

5. If objection is made to an Interrogatory, or any portion thereof, the Interrogatory or portion thereof shall be specified and, as to each, all reasons for objections shall be stated fully by the responding party.

6. If all the information furnished in an answer to all or any part of an Interrogatory is not within the personal knowledge of the person signing the Interrogatory, identify each person to whom all or any part of the information furnished is a matter of personal knowledge, and each person who communicated to the person signing the Interrogatory any part of the information furnished.

7. If the answer to all or any part of the Interrogatory is not presently known or available, include a statement to that effect, furnish the information known or available, and respond to the entire Interrogatory by supplemental answer in writing and under oath within ten (10) days from the time the answer becomes known or available.

Sign: _____

III.
INTERROGATORIES

1. Please identify your professional or occupational relationship with Plaintiff United Corporation. Include in your response the length of time you have been associated with United Corporation in what capacities, and what your present duties and responsibilities include.

Sign: _____

2. Please state the name, address, and phone number of every person who has prepared your Tax Returns from 1986 through 2009.

Sign: _____

3. Please provide the source of income, including any and all financial accounts, loans, gifts, etc., you used to acquire or open 5 Corners Mini Mart as fully described in your 1992 Tax Return. This includes the funds you used to acquire inventory/cost of goods sold that was used in the business.

Sign: _____

4. Identify every financial account, including but not limited to savings, checking, brokerage, certificates of deposits, stocks, bonds, trust funds, used to acquire any **real estate** in your name, and/or the name of any of your children, wife, parents, and any other third parties whom you have used to acquire assets on your behalf.

Sign: _____

5. Identify every gambling account you have ever opened at any gambling institution, including but not limited to Casinos, Hotels, Online Gambling sites, and/or foreign gambling operations, including a detailed list of any gambling losses you sustained for the period of 1986 through present, including the name of the gambling institution.

Sign: _____

6. Provide a detailed list of all loans (personal or business) you (or any of your agents or designees) made to anyone for the period of 1990 through 2009, including the source of these funds.

Sign: _____

7. If you contend that there were any distributions of net income or profits from the operations of the Plaza Extra supermarket as a source of revenues for the acquisition of inventory in your business (5 Corner Mini Mart as described in your 1992 tax return), state in detail when and how these profits or funds were distributed. Specify how you obtained these distributions of net income/profits and from whom.

Sign: _____

8. Please state if you ever had **any** contact with the Universal Academy of Florida in Orlando, Florida. If so, describe the nature of your contacts or relationship with Universal Academy of Florida.

Sign: _____

9. Describe the time period when you acquired and renovated your personal residence, including the amount paid to acquire said residence, and the total cost of all renovations.

Sign: _____

10. Provide a list of every account, including opening and closing dates of each account, you ever opened anywhere at any financial institution, including but not limited to the United States, Caribbean, Europe, the Caribbean, and the Middle East.

Sign: _____

11. Detail, by date, source, and location, all wire transfers made by you or on behalf of your father Mohammed Hamed from any account in the United States to any Bank, financial institution, and/or trust in the Middle East, including but not limited to the country of Jordan and The West Bank, Palestine.

Sign: _____

12. Please state the name of the “partnership” you claim to be an “employee” of in ¶21 of your Amended Answer. Provide any evidence (documentary or otherwise) demonstrating the existence of that “partnership” and your tenure with that entity.

Sign: _____

13. Describe the factual and/or legal basis for your contention for each of the Affirmative Defenses stated in your Answer.

Sign: _____

- i. Have you signed your name on each page of these answers? If not please do so. _____

- ii. Do you understand that your answers to these interrogatories are under oath? _____

- iii. Do you understand that you are obligated to answer these questions fully and fairly? _____

- iv. Do you understand that in answering these questions and requests you are not to resort to subterfuge, chicanery or incomplete or evasive answers? _____

- v. Do you understand that upon your failure to answer these questions and requests fully and fairly, or that upon resorting to incomplete or evasive answers, you may be compelled by Court order to fully answer these Interrogatories, that costs may be assessed against you, or that other sanctions may be entered against you including issued or witness preclusion or default? _____

- vi. The foregoing Interrogatories are to be regarded as continuing and you are required to provide, by way of supplemental answers thereto, such additional information as may hereafter be obtained by you or any person on your behalf, which will augment or otherwise modify or supplement the answers now given to the foregoing questions. Do you agree that such supplementary responses are to be filed and served within fifteen (15) days after receipt of such information? _____

Sign: _____

**DEWOOD LAW FIRM
ATTORNEY FOR PLAINTIFF**

DATED: November 15, 2013

By: _____

NIZAR A. DEWOOD, ESQ.
2006 Eastern Suburb, Suite 102
Christiansted, V.I. 00820
Telephone: (340) 773-3444
Facsimile: (888) 398-8428
Email: info@dewood-law.com

Sign: _____

CERTIFICATE OF SERVICE

IT IS HEREBY CERTIFIED THAT a true and exact copy of the foregoing *Plaintiff's First Set of Interrogatories to Defendant WAHEED Hamed* was served via U.S. Mail, postage prepaid, fax, electronic mail or hand delivery on this the 15th day of November 2013 to wit:

Carl Hartmann
5000 Estate Coakley Bay, L-6
Christiansted VI 00820
carl@carlhartmann.com

via: CM/ECF | Mail | Fax | Hand Delivery | Email

Nizar A. DeWood, Esq.

Sign: _____