

IN THE SUPERIOR COURT OF THE VIRGIN ISLANDS

DIVISION OF ST. CROIX

MANAL MOHAMMAD YOUSEF,)
Plaintiff,) **CASE NO. SX-2017-CV-00342**
v.)
SIXTEEN PLUS CORPORATION,) **ACTION FOR DEBT AND**
Defendant,) **FORECLOSURE OF REAL**
and) **PROPERTY MORTGAGE**
)
) **COUNTERCLAIM FOR**
SIXTEEN PLUS CORPORATION,) **DAMAGES**
Counter-Plaintiff,)
v.) **THIRD PARTY ACTION**
MANAL MOHAMMAD YOUSEF,)
Counter-Defendant,) **JURY TRIAL DEMANDED**
and)
)
)
SIXTEEN PLUS CORPOFATION,)
Third-Party Plaintiff,)
v.)
FATHI YUSUF,)
Third-Party Defendant.) *Consolidated With*
_____)
)
SIXTEEN PLUS CORPORATION,)
Plaintiff,) **CASE NO. SX-2016-CV-00065**
v.) **ACTION FOR DECLARATORY**
MANAL MOHAMMAD YOUSEF,) **JUDGMENT, CICO and FIDUCIARY**
Defendant,) **DUTY**
and) **COUNTERCLAIM**
)
) **JURY TRIAL DEMANDED**
MANAL MOHAMMAD YOUSEF,)
Counter-Plaintiff,)
v.)
SIXTEEN PLUS CORPORATION,)
Counter-Defendant.)
_____)

THIRD- PARTY DEFENDANT FATHI YUSUF’S OPPOSITION TO SIXTEEN PLUS CORPORATION’S FIRST MOTION TO COMPEL AS TO FATHI YUSUF’S FIFTH AMENDMENT ASSERTIONS IN DISCOVERY OR, IN THE ALTERNATIVE, TO PRECLUDE TESTIMONY

In the instant matter, Plaintiff Sixteen Plus Corporation (“Sixteen Plus”) filed a two-page First Motion to Compel as to Fathi Yusuf’s Fifth Amendment Assertions in Discovery and attached and incorporated by reference Hisham Hamed’s Third Motion to Compel as to Fathi Yusuf’s Fifth Amendment Assertions in Discovery (“Hisham Hamed’s Third Motion to Compel”) in a related derivative case (SX-2016-CV-00650).

Third-Party Defendant Fathi Yusuf responded to Hisham Hamed’s Third Motion to Compel in the derivative case with his Opposition to Hisham Hamed’s Third Motion to Compel as to Fathi Yusuf’s Fifth Amendment Assertions in Discovery or, in the Alternative, to Preclude Testimony (“Opposition to Hisham Hamed’s Third Motion to Compel”) filed on February 17, 2023 and attached as **Exhibit A**.

Consistent with the filing procedure used by Sixteen Plus in this matter, Third-Party Defendant Fathi Yusuf hereby incorporates in full herein his Opposition to Hisham Hamed’s Third Motion to Compel attached as Exhibit A.

Respectfully submitted,

DUDLEY NEWMAN FEUERZEIG LLP

DATED: February 17, 2023

By: /s/ Charlotte K. Perrell

CHARLOTTE K. PERRELL (VI Bar #1281)

STEFAN B. HERPEL (VI Bar #1019)

Law House – 1000 Frederiksberg Gade

St. Thomas, VI 00802-6736

P.O. Box 756

St. Thomas, VI 00804-0756

Telephone: (340) 774-4422

E-Mail: cperrell@DNFvi.com

sherpel@DNFvi.com

Attorneys for Fathi Yusuf

CERTIFICATE OF SERVICE

It is hereby certified that on the 17th day of February, 2023, the foregoing **THIRD PARTY DEFENDANT FATHI YUSUF'S OPPOSITION TO SIXTEEN PLUS CORPORATION'S FIRST MOTION TO COMPEL AS TO FATHI YUSUF'S FIFTH AMENDMENT ASSERTIONS IN DISCOVERY OR, IN THE ALTERNATIVE, TO PRECLUDE TESTIMONY**, which complies with the page and word limitations set forth in Rule 6-1(e), with the Clerk of the Court with the electronic filing system, and served same upon opposing counsel by means of the electronic case filing system addressed to:

Joel H. Holt, Esq.
LAW OFFICES OF JOEL H. HOLT
Quinn House - Suite 2
2132 Company Street
Christiansted, St. Croix
U.S. Virgin Islands 00820

E-Mail: holtvi@aol.com

James L. Hymes, III, Esq.
LAW OFFICES OF JAMES HYMES III, PC
No. 10 Norre Gade, 3rd Floor
P.O. Box 990
St. Thomas, VI 00804

E-Mail: jim@hymeslawvi.com
rauna@hymeslawvi.com

Carl J. Hartmann, III, Esq.
5000 Estate Coakley Bay – Unit L-6
Christiansted, St. Croix
U.S. Virgin Islands 00820

E-Mail: carl@carlhartmann.com
carl@hartmann.attorney

/s/ Charlotte K. Perrell
