

Deon Gericke

From: Thabiso Sibanda <TSibanda@judiciary.org.za>
Sent: Thursday, 17 September 2020 08:48
To: mbouwer@law.co.za; thato.gaokgwathe@ningizahorner.co.za; karin.strydom@googlemail.com; maelanemm1@gmail.com; rirhandzub@chueneattorneys.co.za; aubreysibandah@gmail.com; tebogomorake@gmail.com; advmodisa@law.co.za; kiba@molabaattorneys.co.za; sophie@clubadvocates.co.za; info@gaa.org.za; info@churchsquarebar.co.za; info@nationaibarcouncil.co.za; lssa@issa.org.za; jhbadmin@law.co.za; jhbbar@law.co.za; ppv@ppv.co.za; ptabar@law.co.za; Pretoria-FA@justice.gov.za; reception@loftusadv.co.za; StateAttorneyPretoria@justice.gov.za; admin@pabasa.co.za; admin@blaonline.org.za; achauke@npa.gov.za; MoDikgale@justice.gov.za; fazoe@nadel.co.za; gcb@mweb.co.za; nfa.advocates@gmail.com; gautengsocadv@gmail.com; tracy.nothnagel@gcbsa.co.za; ramatics@gmail.com; nicolle@onlinelaw.co.za; MAGDALENE@ipc.org.za; ndweleni@rstauattorneys.co.za; mbmaliwa@gmail.com; cas@casjordan.co.za; Nadine@fsh.co.za; lidias@savage.co.za; motions@slerouxprok.co.za; rosaha@mweb.co.za; Flavial@legal-aid.co.za; NokuphiwaN@legal-aid.co.za; admin@csadvocates.co.za; u@lekgotlalaw.co.za; henk@puys.co.za; stephan@puys.co.za; karlien@puys.co.za; fergusonr@virtualchambers.co.za; advocatemarema@gmail.com; memorys@nadel.co.za; tamaryn@onlinelaw.co.za; adminhc@hcmadike.co.za; update@jaa.org.za; rc@merweproks.co.za; info@freemandube.co.za; siphwiwe@freemandube.co.za; viv@jaa.org.za; advphillipmagagane@gmail.com; thobile@kotleloattorneys.co.za; lebeko.law@gmail.com; jt@tarica.co.za; francinahq@gmail.com; makapan.attorneys@gmail.com
Cc: Jonah Hefer; Zanele Manyathi; Anna-Marie A. Nieuwoudt; Rhulani R. Ngwenya; Tumelo Ledwaba; Michael Morema; Matsie Mohlala
Subject: SETTLEMENT ROLL 17 SEPTEMBER 2020 - HONOURABLE ACTING JUDGE VAN TONDER
Attachments: Settlement Roll before Van Tonder AJ 17 SEPTEMBER 2020 THURSDAY PUBLISHED NOTES.PDF

Good day.

Please find attached directives.



REPUBLIC OF SOUTH AFRICA
JUDICIAL AUTHORITY

Kind regards

Thabiso Sibanda

Judges Secretary

High Court of South Africa

Gauteng Division, Pretoria

c/o Paul Kruger and Madiba Streets, Pretoria, 0002

Cell: 079 411 7342

Email: TSibanda@judiciary.org.za

Disclaimer

The information contained in this communication from the sender is confidential. It is intended solely for use by the recipient and others authorized to receive it. If you are not the recipient, you are hereby notified that any disclosure, copying, distribution or taking action in relation of the contents of this information is strictly prohibited and may be unlawful.

This email has been scanned for viruses and malware, and may have been automatically archived by **Mimecast Ltd**, an innovator in Software as a Service (SaaS) for business. Providing a **safer** and **more useful** place for your human generated data. Specializing in; Security, archiving and compliance. To find out more [Click Here](#).



IN THE HIGH COURT OF SOUTH AFRICA

(GAUTENG DIVISION, PRETORIA)

ROLL TWO

CIVIL TRIAL SETTLEMENT ROLL

PRETORIA THIS DAY OF 17 SEPTEMBER 2020

IN COURT AT 10:00 BEFORE THE HONOURABLE JUSTICE VAN TONDER AJ

-
- 1) D/O Standard order required for trusts in respect of powers of trustee.
 - 2) Subject to above amended d/o, order to be granted.

A	ADV D S GIANNI	VS	RAF	<u>Parties to appear online regarding amendment of d/o.</u>	75960/18
---	----------------	----	-----	---	----------

B	M MJOLI **	VS	RAF	<u>Request via email from PI attorney to remove the matter.</u> <u>Also before Edwards AJ</u>	65375/17
---	------------	----	-----	--	----------

MATTER REMOVED

C	S Y MBUTHUMA	VS	RAF	Removed, matter before Edwards AJ.	23650/18
D	T S L SKOSANA	VS	RAF	No link received.	6174/16
E	S MFOLOZI	VS	RAF	No link received.	72931/15
F	SAX S MUGAMBE	VS	RAF	Draft order to be made (link sent by attorneys contains all the docs).	10971/13
G	MASINA E N	VS	RAF	<u>Draft Order to be made an order of court.</u>	79616/17
1) Link received from PI with uploaded settlement practice note in chapter 85, which do not appear on CaseLines. 2) <u>PI is ordered to upload the settlement practice note.</u>					
Duplicate file?					
H	T C MKHONZA	VS	RAF	<u>Draft order to be made an order of Court in the meantime.</u>	22545/18
1) Link received from PI with uploaded settlement practice note in chapter 85, which do not appear on CaseLines. 2) <u>PI is ordered to upload the settlement practice note.</u> 3) D/O par 4: Clarify the costs for these dates: costs up to the <u>07th of June 2020</u> (inclusive of costs of the 29 and 30 of May 2020).					
Duplicate file?					
I	R M ROMONTSENG	Vs	RAF	<u>D/O can be made if 3) is clarified.</u>	86347/15

Online hearing.

- 1) Email from attorney:
Plaintiff is incorrectly referred to as James EJ. It should be Jacobs EJ (Jacobs, James Edward).
- 2) D/O Interest rate to be 7,75%.
- 3) D/O status of CFA agreement must be included "It is recorded that the PI and Att of Record entered into a valid contingency fee agreement".
- 4) JM of Orthopeadic Surgeons state contribution to early retirement was 6 months at age 60 years.

JAMES E J

J	<u>Jacobs, EJ</u>	VS	RAF	<u>Parties to appear online.</u>	6794/18
K	S SIBETHA	VS	RAF	No link received.	46949/18
L	W F MAFUYEKA	VS	RAF	No link received.	56307/17
M	N MBONA	VS	RAF	No link received.	24704/18
N	Z MADLALA	VS	RAF	No link received.	77327/18
O	B R GUMEDE	VS	RAF	No link received.	37001/18
P	MANN FELIX ONYII	VS	RAF	No link received.	70559/12
Q	H RAKAU	VS	RAF	No link received.	89123/16
R	N D MADONDO	VS	RAF	No link received.	57199/16
S	H J COETZER	VS	RAF	No link received.	92588/16

T	ADV LUVHENGU	VS	RAF	No link received.	24336/13
U	T W MUTAVHATSINDI	VS	RAF	No link received.	5945/18
V	MALETE D MAHLODI	VS	RAF	No link received.	60078/12
				1) Requested to sign trust deed. 2) Trust to age 23. 3) D/O interest rate to be 7,75%. 4) D/O consent of nominated Trustee to be referenced therein attached. 5) CFA: Att Aff to be filed.	
W	O M TLHAOLE	VS	RAF	<u>Amended draft order to be provided and subject to 6) draft order as amended to be granted.</u>	21252/18
				1) Requested to sign trust deed. 2) D/O Must include "consent is granted to the curatrix ad litem to accept the tender herein, as prayer 1. 3) D/O par 3: interest rate to be 7,75% 4) D/O consent of nominated Trustee to be referenced therein attached. 5) Consent letter signed.	
X	ADV E PRETORIUS	VS	RAF	<u>Amended draft order to be provided, for it to be granted.</u>	52863/17
				1) Requested to sign trust deed. 2) Trust to age 23. 3) D/O interest rate to be 7,75%. 4) D/O consent of nominated Trustee to be referenced therein attached.	39607/17
Y	S MOOKETSI	VS	RAF		<u>39603/17</u>

Amended draft order to be
furnished, draft order as
amended to be granted.

Z	L V BALOYI	VS	RAF	No link received.	35203/18
Z1	CELE A	VS	RAF	No link received.	70129/16
Z2	VAN WYK S R	VS	RAF	No link received.	33354/16
Z3	N M MZIZI	VS	RAF	No link received.	41932/19
Z4	T T MASOLA	VS	RAF	No link received.	89095/18
Z5	N M KHUMALO	VS	RAF	No link received.	82349/18
Z6	DOEN MASHULA	VS	RAF	No link received.	20502/17
Z7	T A RAMOIPONE	VS	RAF	No link received.	90485/19
Z8	P E MAKATALA	VS	RAF	No link received.	64444/18
Z9	N P MBALO	VS	RAF	No link received.	84211/19
Z10	L L MSILA	VS	RAF	No link received.	39121/19
Z11	B N NCUBE	VS	RAF	No link received.	39124/19
				1) Settlement practice note only dealing with CFA. 2) Unsigned consent letter. 3) Submissions insufficient in respect of injury, sequelae and impact of LoE.	
Z12	C L MNGUNI	VS	RAF	<u>Matter to be removed.</u>	1484/16
Z13	J NIEWENHUIZEN	VS	RAF	1) Submissions insufficient. Do not deal sufficiently with injuries sequelae	13252/15

and how this would impact on his employment.

- 2) Settlement practice note only dealing with contingency fee agreement.
- 3) "Signed" submission last two pages missing.
- 4) Consent email (not signed), should have been confirmed in the practice note.

Matter to be removed.

- 1) Settlement practice note only dealing with contingency fee agreement.
- 2) Consent email (not signed), should have been confirmed in the practice note.
- 3) Submissions insufficient. Do not give enough particulars to assess the settlement: s/t injuries that resulted in loss of employment. Contingencies applied not dealt with.

Z14	S J MSIZA	VS	RAF	<u>Matter to be removed.</u>	1504/2016
-----	-----------	----	-----	------------------------------	-----------

- 1) Practice note required by Settlement Court not filed.
- 2) Unsigned and illegible email consent.
- 3) No D/O uploaded.
- 4) Signed Submissions, but do not identify the injuries suffered or age pl to have regard to contingencies.

Z15	G P NTULI	VS	RAF	<u>If correct practice note filed, parties may appear online. ?</u>	1423/16
-----	-----------	----	-----	---	---------

Z16	A E SKOSANA	VS	RAF	1) Practice note required by Settlement Court not filed.	1507/16
-----	-------------	----	-----	--	---------

- 2) Letter of consent unsigned.
- 3) Submissions unsigned.
- 4) No D/O uploaded.

If correct practice note filed,
parties may appear online. ?

Z17	AYANDA T MOYANE	VS	RAF	No link received.	51256/16
-----	-----------------	----	-----	-------------------	----------

- 1) No Settlement Practice note lto directive (yet).
- 2) Curator ad Litem? PI suffers from hallucinations etc.
- 3) Letter of consent unsigned.
- 4) Submissions signed by PI Counsel.
- 5) D/O: status of CFA not included therein.
- 6) CFA appears not to comply with the ACT and not valid, does not identify success fee and when success will be reached. Should be declared in D/O as invalid.
- 7) Contingency fee affidavit: No affidavit from PL.

Z18	T P TYESI	VS	RAF	<u>Parties to appear online if settlement practice note filed.</u>	10315/18
-----	-----------	----	-----	--	----------

- 1) No Settlement practice note lto directive (yet).
- 2) Submissions not signed by PI.
- 3) Letter of consent unsigned.
- 4) D/O Why also costs of 24 August 2020.
- 5) D/O Status of CFA not included therein.
- 6) Date of Accident differs from D/O and Submissions.
- 7) Fee Agreement : DoA? Appears to be incorrect and therefore Fee Agreement appears to be invalid.

	D J KHUMALO				
Z19		VS	RAF		16941/17

- 8) CFA appears not to comply with the ACT and not valid, does not identify success fee and when success will be reached. Should be declared in D/O as invalid.
- 9) Contingency fee affidavit: No affidavit from PL.

Parties to appear online if settlement practice note filed.

Z20	BOY B NHLAPO	VS	RAF	No link received.	44413/18
Z21	H TOZA MADLALA	VS	RAF	No link received.	37604/16
Z22	MODIBA M E	VS	RAF	No link received.	41037/18
Z23	S HADEBE	VS	RAF	No link received.	73618/15
				1) Merits, Gens and U/T previously settled (see tender of RAF to practice note). Not necessary to include merits and U/T in in D/O? 2) Gens R750 000.00 previously settled. Was award protected?	
Z24	LIGAVHA M E	VS	RAF	<u>Parties to appear at online hearing.</u>	20659/16
				1) FME (U/T) already settled previously see Submissions see para 4 and "1" thereof and page 001-3. 2) All the reports relied on are from 2015 or older. Any income/employment subsequent to 2015 reports? 3) Require Memorandum from RAF with all the signatures confirming the tender.	
Z25	GCABA T J	VS	RAF		22161/14

Parties to appear online.

Z26	MPATHENI N C	VS	RAF	No link received.	87364/18
Z27	MV NKOSI	VS	RAF	No link received.	5959/16
Z28	KHUMALO L	VS	RAF	No link received.	79933/17
