



CIVIL TRIAL SETTLEMENT ROLL

PRETORIA

The following matters that were on the settlement roll before VAN TONDER AJ on 15 and 17 September 2020 will stand down to

22 September 2020 for an online hearing.

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

Matters of 15 September 2020:

				1) Practice note filed.
				2) Case number in consent incorrect: please explain.
				3) Amount in draft order differs from amount in Memorandum. Please explain. R189 658.19 vs R189 857.00.
				<u>Online hearing required.</u>
				<u>Standing down to 22 September 2020.</u>
D	S J MTHETWA	VS	RAF	86743/15
				1) D/O: Interest rate in par 2 to be corrected.
V	N P MAMBA	VS	RAF	Reference to contingency fee in par 4 should also 20805/18

include that a valid
contingency fee
agreement was
concluded

- 2) Tender dates from 23
July 2019. Entitlement to
costs?
- 3) Protection of funds?
- 4) LoS for minor children.

Parties to appear online.

Matter standing down to 22
September 2020.

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- 1) Link does not contain any
settlement docs.
 - 2) Documents with hyper
link emailed.
 - 3) No practice note.
 - 4) Unsigned consent letter
in MSWORD.
 - 5) Plaintiff ordered to file an
affidavit by the attorney
of record confirming that
the unsigned consent
letter was received from
the RAF in MSWORD
format, and that it
concerns this case and
relates to the draft order
presented to the court.
 - 6) All documents must be
correctly uploaded to
CaseLines.

Standing down to 22 September
2020.

Z8	MAKHADO N R	VS	RAF	<u>Parties to appear online.</u>	16668/18
Z9	SN MOHLOMI	VS	RAF	1) Second link received. 2) Emailed documents received.	5121/17

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- 3) No practice note, unsigned consent letter and submission.
 - 4) All documents must be correctly uploaded to CaseLines.

Standing down to 22 September 2020.

Parties to appear online.

- 1) D/O par 8 interest rate to be 7,75%
- 2) D/O par 8 attorneys consent to be referenced.
- 3) Amended draft order to be furnished.

Plaintiff to appear online regarding supplementary practice note (reference to order of court).

Z14 S A LUSHABA VS RAF

Standing down to 22 September 2020.

60896/17

- 1) No practice note, but formal tender from Def Att and Formal Acceptance thereof.
- 2) D/O interest rate to be amended to 7,75%.
- 3) D/O U/I to be limited to 80% for accident of 1 January 2017.
- 4) D/O Senior Attorney not the tender
- 5) The D/O must follow the wording and terms of the tender.

Z25 MASHABA F E VS RAF

- 6) In amended draft order to repeat the status of any

5684/18

contingency fee
agreement.

Amended draft order to be
furnished by plaintiff in
accordance with formal tender
upon which draft order will be
granted.

Standing down to 22 September
2020.

Parties to appear online.

Matters of 17 September 2020

- 1) D/O: trust provisions not sufficient, standard order required in this regard.
- 2) D/O Status of CFA?
- 3) D/O: Trust deed not attached, to be provided.
- 4) Submissions does not identify the injuries, sequelae thereof or impact on education.
- 5) Minor child of 13 years.
- 6) Contingencies of 25% / 35% ?
- 7) Case Law was not attached.

Parties to appear online.

Standing down to 22 September
2020.

D	Nozuko, S	VS	RAF	54805/16
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- 1) Email received, no link.
- 2) No practice note.
- 3) MSWORD unsigned consent letter.
- 4) Submissions unsigned.
- 5) D/O par 10. CFA reference but not

K	S SIBETHA	VS	RAF	46949/18
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provided with email nor
required affidavits.

*Plaintiff attorney is directed to
upload an affidavit by the
attorney of record dealing with
the requirements of this court's
practice directive and
referencing that the consent
letter was received in MSWORD
format.*

*CFA and affidavits to be
uploaded.*

Matter stands down to 22
September 2020.

Standing down to
Tuesday, 22 September
2020.

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- 1) No link received.
 - 2) Emailed Settlement
documents without
settlement practice note.
 - 3) D/O. para 6 and 7.1 cost
of an assessor to
investigate quantum? To
be removed from D/O.
 - 4) D/O per 7.7 and 7.8
Wasn't 9 April 2020
during full lockdown?
 - 5) Submissions not
sufficient. Only
referenced OT and
Actuary to a very limited
degree. Other experts
opinions not included.

Online hearing.

L	W F MAFUYEKA	VS	RAF	<u>Matter standing down to 22 September 2020.</u>	56307/17
M	N MBONA	VS	RAF	1) No link received.	24704/18

- 2) Emailed Settlement documents without settlement practice note.
- 3) Unsigned letter of consent and submissions.
- 4) Submissions not sufficient. It does not give particulars of abdominal injuries, sequelae or Future medical treatment. The same for the orthopaedic injuries save to state a hip replacement in future.
- 5) Case law quoted on incontinence as well alluding to sequelae in this regard.

Appear online.

Standing down to 22 September 2020.

- 1) Minor child, 14 years old.
- 2) Severe head injury with amputation.
- 3) Protection of funds?

Parties to appear online.

N	Z MADLALA	VS	RAF	<u>Standing down to 22 September 2020.</u>	77327/18
	H RAKAU			1) No settlement practice note in compliance with directive of this settlement court. 2) D/O: Status of CFA if any? 3) Not satisfied with settlement reached iro Gens and LoE.	
Q	amputation	VS	RAF		89123/16

Standing down to 22 September 2020.

Parties to appear online for it to be removed from the roll.

- 1) Settlement court practice note re directive of this court?
- 2) Claim for a minor child.
- 3) D/O: provision for a trust/protection of funds?
- 4) Minor 14 years old.

Standing down to 22 September 2020.

R N D MADONDO VS RAF

57199/16

Parties to appear online.

- 1) D/O to be amended.
- 2) Gens R750 000.00 previously settled. Was award protected/what happened to that award?
- 3) Protection of interim payment?

Parties to appear at online hearing.

Z24 LIGAVHA M E VS RAF

Matter standing down to 22 September 2020

20659/16

- 1) All the reports relied on are from 2015 or older. Any income/employment subsequent to 2015 reports?
- 2) Require Memorandum from RAF with all the signatures confirming the tender.

Parties to appear online.

Z25 GCABA T J VS RAF

Standing down to 22 September 2020.

22161/14
