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Sent: Friday, 22 October 2021 16:36
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Subject: Unopposed Motions 28 October 2021 before Judge DS Fourie
Attachments: UNOPPOSED 28 OCTOBER 2021 JUDGE FOURIE.rtf; Notice with regard to Unopposed Motions before Judge DS Fourie 28 October 2021.doc

Good day,

Attached the Notice wrt Unopposed Motions before Judge Fourie 28 October 2021.

Regards
Sonya Gillissen
079 400 1963

IN THE HIGH COURT OF SOUTH AFRICA

GAUTENG DIVISION PRETORIA

UNOPPOSED MATTERS UPLOADED ON CASELINES

28 OCTOBER 2021

BEFORE THE HONOURABLE JUSTICE DS FOURIE J

JUDGE'S SECRETARY: Sonya Gillissen

CONTACT NUMBER: 079 400 1963

EMAIL ADDRESS: sgillissen@judiciary.org.za (for case lines invites only)
sgillissen90@gmail.com (for correspondence)

1. SB GUARANTEE	VS	P L SERAGE	89317/19
2. GREENHOUSE FUNDING LTD	VS	M R MAWELA+2	29801/20
3. SKYNET LTD	VS	DG SPORTS&RECREATION	52576/18
4. FNB BANK LTD	VS	S A BOTHA+1	59900/20
5. EX PARTE: M S MOKGAETJI			10216/21
6. STD BANK LTD	VS	A R TIMM+1	85683/19
7. VELOCITY FINANCE	VS	J M JACOBS	2157/21
8. EX PARTE: C J KLOPPER+1			18949/21

9. EX PARTE: P PIENAAR	VS	N PIENAAR	45469/20
10. STD BANK LTD	VS	T J MCOSANA	16075/20
11. P C MORE	VS	RAF	57931/18
12. STD BANK LTD	VS	PRO-FECTO CC	59315/15
13. STD BANK LTD	VS	B M JACOBS+1	37572/21
14. STD BANK LTD	VS	B E FOURIE	26776/21
15. STD BANK LTD	VS	R BRUCHER+1	881/20
16. EXOL GROUP	VS	P W STEYN	1469/21
17. SAMRAND DEVELOPMENT	VS	UNKNOWN INDIVIDUALS+2	11695/21
18. NEDBANK LTD	VS	KHOZA+1	86869/19
19. L HLATSHWAYO+1	VS	LESEDI LOCAL MUNICIPALITY+1	85471/19
20. EX PARTE; J E WILSON			46809/21

21. E-Z SOUTHERN AFRICA	VS	TEALAH MECHANICAL LTD+1	56932/20
22. FNB BANK LTD	VS	A M ESMERALDO	27218/21
23. EX PARTE: L MMUSI			10214/21
24. P MOTHULWE	VS	MINISTE OF POLICE+1	38026/16
25. WESBANK LTD	VS	C D WEST	23267/20
26. STD BANK LTD	VS	MOSA HYDRAULICS LTD	64991/20
27. R JANSE VAN RENSBURG	VS	M JANSEN VAN RENSBURG	66271/20
28. EX PARTE: V K CARTER+1			34103/20
29. MERCEDEZ-BENS	VS	P L MAJOE	16303/19
30. ABSA BANK LTD	VS	S K KHABO+2	71255/13
31. B HUMAN	VS	RAF	38091/21
32. L SWART	VS	L J SWART	79634/19
33. N KUNNEKE	VS	M KUNNEKE	66504/19

34. T B VAN STADEN	VS	G VAN STADEN	42838/21
35. WATERFALL COUNTRY ESTATE	VS	E M MATHEBULA+2	46927/19
36. STD BANK LTD	VS	M C MAGWASA	74477/19
37. STD BANK LTD	VS	M L MUNZHEDZI	40871/20
38. STD BANK LTD	VS	P T NDIMANDE	71505/19
39. EX PARTE: A F BOTHA+1			42576/21
40. STD BANK LTD	VS	M SHABANGU	70739/19
41. STD BANK LTD	VS	I J DOOLABH+1	18978/21
42. CHANING TIDES	VS	M C MAPONYA	17605/18
43. FNB BANK LTD	VS	N MARANELE+1	4226/21
44. ABSA BANK LTD	VS	P REDDY	38031/19
45. I MOFOKENG	VS	H M MASINGA+1	33950/21



REPUBLIC OF SOUTH AFRICA

HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION
PRETORIA

Secretary to Judge DS Fourie
Sonya Gillissen
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Email: sgillissen90@gmail.com (for correspondence only)
sgillissen@judiciary.org.za (for caselines invites)

**NOTICE REGARDING IMPLEMENTATION OF THE JUDGE PRESIDENT'S
DIRECTIVES FOR THE UNOPPOSED MOTION COURT BEFORE JUDGE DS
FOURIE ON 28 OCTOBER 2021**

1. The application will be adjudicated "on paper only" (i.e. without an oral hearing) unless there is a written request for an oral hearing which must then be clearly set out in the Practice Note referred to herein below. In such a case, the oral submissions must be briefly summarised in the Practice Note to enable the Court to prepare properly. Proceedings will then be conducted on MS Teams on a time to be notified.
2. A complete Practice Note, stating the nature of the application for the date on which the application is on the roll, should be filed on Caselines setting out at least the following:
 - 2.1 Was the matter previously postponed? If so, what was the reason for the postponement;
 - 2.2 If the papers consist of more than just the application concerned, (for instance, previous applications or pleadings not relevant to the

application) the application must be properly identified by reference to the section and page number to avoid a search for it;

2.3 The return of service relevant to the date of hearing must be identified by reference to the page number;

2.4 If service by the Sheriff was not necessary, the reason for that must be stated. The other form of service must then be identified by reference to the page number;

2.5 If personal service is necessary, (for instance in sequestration applications) it must be stated and if this requirement was not complied with, reasons must be provided;

2.6 Where certain practice or legal requirements have to be complied with (for instance in Rule 46A applications) compliance with all those requirements must be clearly stated and then also identified in the papers by reference to the page number(s) and par;

2.7 If any Regulation (relating to Covid-19 or not) or Statute is applicable it **must be stated and compliance therewith be identified** in the papers by reference to the page number and par;

2.8 If there is any problem with the application, it must be clearly **identified and disclosed**. if there is no problem it **must be stated that the papers are in order**;

2.9 Name and contact details of counsel (tel nr and email address) must be stated.

3. If there is any other information (for example a request for an oral hearing) it must also be stated in the practice note.

4. Failure to file a practice note in compliance with this Notice, dealing with each of the par referred to above separately and completely (i.e. par by par individually), to assist the court in considering the application properly, may result in the application be struck off the roll. If a particular par is not applicable, then it must be so indicated and not merely be ignored or omitted. The filing of heads of argument will not replace the duty to file a practice note in terms of this Directive. This requirement will be strictly applied.

5. In all applications where heads of argument must be filed, a failure to do so will also result in the application being struck off the roll.
6. A proper and complete **Draft Order, indicating the date and particulars of the Judge, (using MS Word enabling variation thereof)** must be filed on Caselines for the court to consider.
7. The Practice Note, Draft order and/or heads of argument (if applicable) must be filed by no later than 9:00 on Wednesday 27 October 2021, failing which the application will be struck off the roll. Filing must be done on CASELINES ONLY (and NOT by email to Me S Gillissen).
8. It is the responsibility of the applicant's attorney to ensure that the matter is TIMEOUSLY, PROPERLY AND FULLY uploaded onto Caselines and that the Judge and his clerk will have access to the matter at the latest at 9:00 on the day before the date of hearing to enable the Judge to read the papers. Late filing or updates will not be accepted.
9. In divorce matters the plaintiff must file an affidavit on the merits and the attorney an affidavit on the authenticity of the marriage certificate.
10. Counsel must be available on the date of hearing to attend an oral hearing if requested by the court.
11. A failure to comply fully with this notice may result in the matter be struck off the roll.

DS FOURIE

JUDGE OF THE HIGH COURT

PRETORIA