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Subject: 22 November 2022 Unopposed Motions before DS Fourie J

Attachments: Notice with regard to Unopposed Motions before Judge DS Fourie 22 Nov 2020 (fin).doc; UNOPPOSED 22 NOVEMBER 2022 JUDGE FOURIE J.rtf; UNOPPOSED 22 NOVEMBER 2022 JUDGE FOURIE J+JUDGE BAM J + JUDGE KUMALO J.rtf

Good day,

Attached hereto the Unopposed Motion roll for 22 November 2022 before Judge DS Fourie and also the Directive with regard thereto.

Please note that proceedings will be in Open Court.

Regards,

Sonya Gillissen
Secretary to Judge DS Fourie
Office: 5.8 High Court Building
Email: sgillissen90@gmail.com / sgillissen@judiciary.org.za
Tel.: 012 – 492 6772 / 079 400 1963

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REPUBLIC OF SOUTH AFRICA

HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION
PRETORIA

Secretary to Judge DS Fourie
Sonya Gillissen
Cell: 079 400 1963
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 22 NOVEMBER 2022**

1. The proceedings will be conducted in open court starting at 10:00am.
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 section and 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 section and 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 section, page number(s) and paragraph;
 - 2.7 If any Rule, Regulation or Statute is applicable it **must be stated and compliance therewith be identified** in the papers by reference to the section, page number and paragraph;
 - 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 submitted that the papers are in order**;
 - 2.9 Name and contact details of counsel and the attorney (tel nr and email address) must be stated.
3. If there is any other information to be conveyed, 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 9:00am on Monday 21 November 2022, 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. 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

IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION PRETORIA

UNOPPOSED MATTERS UPLOADED ON CASELINES

22 NOVEMBER 2022

BEFORE THE HONOURABLE JUSTICE FOURIE J IN OPEN COURT

1. NEDBANK LTD	VS	F A SMIT	61231/21
2. K MOGATUSI	VS	COMMISSIONER SAPS+2	1677/18
3. NEDBANK LTD	VS	E S MMETHI	72322/17
4. MDM SWITCHGEAR	VS	ARTISAN ZONE SPECIALIST	34082/22
5. NEDBANK LTD	VS	L C MOHAPI	22448/21
6. J C BUYS	VS	T J BUYS	17566/22
7. D H MAFATSHE	VS	RAF	19553/17
8. H S BALESENG	VS	RAF	59071/21
9. EX PARTE: M BOUWER			019259/22

10. EX PARTE: I VAN RAAIJ			38569/22
11. M ANTWI	VS	J ANYWI+3	33139/22
12. MERCEDES-BENZ	VS	M OSMAN	26889/21
13. B/C OF CALEDON	VS	M P KHOZA	30484/22
14. EX PRTE: J C DRY			014540/22
15. INVESTEC BANK LTD	VS	G M SELLO	30606/22
16. STD BANK LTD	VS	K MONOKOE	007512/22
17. N DU PLESSIS	VS	P J DU PLESSIS	1854022
18. B/C OF MALTZANHOF	V	K A SEDIBE	28509/22
19. T THEKO	VS	RAF	53061/21
20. B S SIBAMBO	VS	MIN OF POLICE+1	32788/21
21. B/C OF HERMEIKA	VS	M M KGABO	30487/22

22. SB GUARANTEE	VS	P PAUL	37611/22
23. S G NKUNA	VS	RAF	26461/21
24. A C PELSER	VS	MIN OF POLICE+4	2356/20
25. SB GUARANTEE	VS	C T RAMAPUPUTLA+1	37769/20
26. U A VAN DER MERWE	VS	RAF	62654/17
27. B/C OF CALEDON	VS	T S SEGOMOTSO	30486/22
28. ABSA BANK LTD	VS	Z CASSIM+1	4620/21
29. R J DU PLESSIS	VS	H C DU PLESSIS	020721/22
30. NEDBANK LTD	VS	N G MASHAKENI	11149/22
31. EX PARTE: T NICHOLLS			38571/22
32. STD BANK LTD	VS	M A TEMA	026495/22
33. EX PARTE: C JACOBS			38568/22

34. STD BANK LT	VS	L N POTSANE+2	38066/22
35. TOYOTA FINANCIAL	VS	SHIP PRACTIONERS LTD	62516/19
36. ABSA BANK LTD	VS	ASBESTRA LTD	45969/21
37. SB GAURANTEE	VS	T ESSOP	16810/22
38. G V JIYANE	VS	RAF	55956/20
39. M L ADAMS	VS	S F ADAMS	28801/22
40. NEDBANK LTD	VS	B P RAMASHOAI	11155/22

IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION PRETORIA

UNOPPOSED MATTERS UPLOADED ON CASELINES

22 NOVEMBER 2022

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32. STD BANK LTD	VS	M A TEMA	026495/22
33. EX PARTE: C JACOBS			38568/22

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38. G V JIYANE	VS	RAF	55956/20
39. M L ADAMS	VS	S F ADAMS	28801/22
40. NEDBANK LTD	VS	B P RAMASHOAI	11155/22

22 NOVEMBER 2022

BEFORE THE HONOURABLE JUSTICE BAM J

41. V T MAGOLEGO	VS	J S MAGOLEGO	30841/22
42. A S POORAN+1	VS	DG HOME AFFAIRS+1	22345/22
43. STD BANK LTD	VS	K J MADISHA	10583/22
44. DARK FIBRE	VS	JHB WATER LTD	25364/22
45. EX PARTE: N J VAN VUUREN			022620/22
46. SB GUARANTEE	VS	B W MASOMBUKA	31734/22
47. SB GUARANTEE	VS	R M MUOFHE+1	17697/21
48. CHANGING TIDES	VS	S B RADEBE	83125/19
49. T N RAKGOALE	VS	RAF	44224/20
50. SB GUARANTEE	VS	E S MATHEBULA	32528/22
51. ABSA BANK LTD	VS	K O MALATSI	65220/17

52. NEDBANK LTD	VS	L J MAKAMEDI	18416/22
53. R NTOAMPE	VS	M S MALATJI	9122/22
54. STD BANK LTD	VS	C AUSTIN-DREYER	64043/21
55. FNBBANK LTD	VS	RUSDAN FAMILY TRUST	44074/20
56. STD BANK LTD	VS	P A VOLLGRAAF	009978/22
57. FARMPROPS LTD	VS	ROUKES CC	26368/22
58. MERCEDES-BENZ	VS	N M MOJELE	51436/21
59. DEY STREET PROPERTIES	VS	WILRUS TRADING CC	A50169/20
60. SILVER LAKE ESTATE ASS	VS	792 SILVER LAKE PROPERTY CC	38547/21
61. B/C OF STUDIO TWO	VS	P W ENOCK	940/22
62. M E SEBEKO+3	VS	M I SELOKANE+2	33234/22
63. STD BANK LTD	VS	O V MONG	008589/22

64. TSA PROPERTIES CC	VS	L MPSHE SECURITY	37358/22
65. N R SINNYA	VS	RAF	1344/17
66. STD BANK LTD	VS	A L CHRISTOPOULOS	59392/21
67. M NORTJE	VS	RAF	62183/19
68. MERCEDES-BENZ	VS	P MFIKOE	16413/20
69. CHANGING TIDES	VS	F B GRUNDY	37195/22
70. E JANSE VAN RENSBURG	VS	P S JANSE VAN RENSBURG	29327/20
71. B/C OF CALEDON	VS	M B LIEBENBERG	30386/22
72. EX PARTE: Y JUSKIEVITZ			014112/22
73. EX PARTE: H A OOSTHUIZEN+1			021216/22
74. C SWART	VS	D J SWART	030194/22
75. M W KULUBE	VS	MIN OF POLICE	36699/17

76. E M SEKITLA	VS	L J MATSOBANE	30073/22
77. K A SPRAWSON	VS	J D SPRAWSON	32380/22
78. BARNARD PATTORNEY	VS	RIGTERS EIENDOMME CC	009118/22
79. STD BANK LTD	VS	M G MLAKA	001844/22
80. NEDBANK LTD	VS	N J LEBOGO	67775/18
81. EX PARTE: M C PIETERSE			38567/22

22 NOVEMBER 2022

BEFORE THE HONOURABLE JUSTICE KUMALO J

82. L BRAND	VS	E HEUNIS	28126/22
83. C POOLE	VS	M POOLE	54320/21
84. EX PARTE: H SMIT			015557/22
85. B BHAGWANDEN	VS	MIN OF POLICE+1	45069/14
86. SASP LTD	VS	MODITI CONSULTING+2	56307/21
87. FNB BANK LTD	VS	M P HADEBE+1	18634/22
88. SB GUARANTEE	VS	J STEYN	30008/22
89. EX PARTE: B J JANSEN VAN VUUREN			007748/22
90. S BARNARD	VS	P J VAN BAALEN	041875/22
91. BMW FINANCIAL	VS	T C MOKHELE	001423/22
92. P H DU TOIT	VS	N DU TOIT	12569/22

93. EX PARTE: SR MOLOI+1			013854/22
94. S J MKWAE	VS	N T MKWAE	15865/19
95. ABSA BANK LTD	VS	M C MOHALE	19263/17
96. EX PARTE: J D JANSE VAN RENSBURG+1			38570/22
97. B/C OF CALEDON	VS	E K DOS SANTOS	30393/22
98. P PADAYACHEY	VS	RAF	34689/21
99. EX PARTE: W P FRITZ			014543/22
100. B/C OF HERMEIKA	VS	HILCREST COUNTRY ASS	27182/22
101. B S MERE+8	VS	E MERE+2	22159/17
102. NEDBAK LTD	VS	K R LEFIFI	1802/22
103. S M MADIRO	VS	MADIBENG MUNICIPALITY+5	1760/22
104. STD BANK LTD	VS	T P MANYERE	47599/17

105.	P A MIJBURGH	VS	M B MIJBURGH	33935/22
106.	EX PARTE: C ROOS			019353/22
107.	D A BIRKILL	VS	F BIRKILL	21601/20
108.	STD BANK LTD	VS	H T TSIANE	64075/21
109.	P J VAN NIEKERK	VS	RAF	11949/22
110.	T M MACHETELA	VS	N B MACHETELA	15444/21
111.	E P MATSHIZERO	VS	RAF	20007/20
112.	M J BARRETO	VS	MIN OF POLICE	25054/17
113.	M C MANALA	VS	RAF	36758/16
114.	S G YAKA	VS	MIN OF POLICE	37243/17
115.	STD BANK LTD	VS	M MAPHEKULA	33030/22
116.	INVESTEC BANK LTD	VS	K D MANTSANE	018515/22

117. STD BANK LTD	VS	M B WESTERMAN+1	10260/22
118. NEDBANK LTD	VS	E S GAMA	45560/21
119. NEDBANK LTD	VS	B FINIKARIDES	002157/22
120. CHANGING TIDES	VS	G V DANIELS	001018/22
121. NZK FOOTPRINT CC	VS	SANRAL (no case filter	009435/22
122. EX PARTE: E ABBA			020812/22