**OPPOSED MOTION ROLL AS ALLOCATED TO JUDGES**

**DATE 5-8 AUGUST 2019**

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| **NO** | **CASE NO.** | **PARTIES** | **NATURE OF MATTER** | **PRACTICE NOTE (PN) & HEADS OF ARGUMENT (HOA) FILED** | **TIME ESTIMA-TED BY PARTIES** | **TIME**  **ESTIMA-**  **TED BY**  **JUDGE** | **JUDGE** |
| 1 | 23000/13 | MINISTER OF POLICE VS MORAKE ISAAC MATSEKE | Rescission of default judgment | PN & HOA by applicant: None  PN & HOA by respondent: Adv. Kalashe  No notice of motion on file | 30 min | **30 min** | **Botes AJ** |
| 2 | 60690/14 | JOHANNES NICOLAAS VAN STADEN VS  MARYNA ESTELLE SYMES N.O. + 4 | Rescission of sequestration order | PN & HOA by applicant: Adv. A.J. le Grange  PN & HOA by respondents: None  PN & HOA by intervening creditor: Adv. L.W. de Beer | 2-3 hours/  45 min | **2 hours** | **Maritz AJ** |
| 3 | 82105/14 | CINGEMBO MQAQA VS ZOKHONA BRICKS (PTY) LTD | Rescission of judgment | PN & HOA by applicant: None – notice of withdrawal of attorneys of record filed  PN & HOA by respondent: Adv. S.L.P Mulligan | 30 min | **30 min** | **Maritz AJ** |
| 4 | 22989/14 | HYDROSCAND (PTY) LTD VS JV EQUIPMENT SUPPLIERS CC (IN DEREGISTRATION) + 1 | Application for judgment based on confession to judgment | PN & HOA by applicant: Adv. B.D Stevens  PN & HOA by respondent: None | 1 hour | **1 hour** | **Maritz AJ** |
| 5 | 16968/17 | PETRUS MAKAMA VS IVORY PARK TAXI ASSOCATION + 3 | Order declaring respondents in contempt of court and committal for 90 days | PN & HOA by applicant: Adv. M.K. Steenekamp  HOA by 1st to 3rd respondents: Adv. H.J. Potgieter | 3 hours | **2 hours** | **Maritz AJ** |
| 6 | 59993/16 | REGENT HILL HOMEOWNERS ASSOCIATION NPC VS K PATHER + 1 |  | Removed |  |  |  |
| 7 | 58623/16 | PATRICIA MAMMUTLE LANDANE VS ABEL EDWARD LANDANE | Application for termination of parties joint ownership in immovable property | PN & HOA by applicant: Adv. M. Fabricius  PN & HOA by respondent: None | 1 hour | **1 hour** | **Tlhapi AJ** |
| 8 | 32910/16 | MORENA CAIN KENNY AARON MPHUTHI VS THE STANDARD BANK OF SOUTH AFRICA LIMITED + 1 | Rescission of judgment | PN & HOA by applicant: None  PN & HOA by 1st respondent: Adv. M. Louw  PN & HOA by 2nd respondent: None | 2 hours | **1 hour** | **Fourie J** |
| 9 | 28838/16 | THE McGREGOR MUSEUM + 2 VS THE MINISTER OF MINERAL RESOURCES + 8 | Application for review and setting aside  Points *in limine* of respondents | PN & HOA by applicants: Adv. R. Pearse SC + Adv. M. Williams + Adv. L. Zikalala  PN & HOA by 6th, 7th + 8th respondents: Adv. J. Nell  702 pages | Points *in limine* – 2 hours  Merits – 3-4 hours/  ½ day | **1 day** | **Potterill J** |
| 10 | 63389/16 | QK MEATS SOUTH AFRICA PROPRIETARY LIMITED VS CHAIRPERSON: MANUFACTURING COMPETITIVENESS ENHANCEMENT PROGRAMME ADJUDICATION COMMITTEE/TECHNICAL COMMITTEE + 3 | Application for review in terms of PAJA | PN & HOA by applicant: Adv. E. Rudolph  PN & HOA by respondents: Adv. H. Kooverjie SC | 2 hours/  3-4 hours/1 hour | **2-3 hours** | **Fourie J** |
| 11 | 38026/16 | MINISTER OF POLICE + 1 VS PABALLO MOTHULWE | Application for rescission | PN & HOA by applicants: Adv. D. Mosoma  PN & HOA by respondent: Adv. J.M. van Rooyen | 1 hour | **1 hour** | **Mokose J** |
| 12 | 26690/17 | TEG ASSET AND RISK MANAGEMENT CC VS GERARDO TRADING CC | Application for rescission of default judgment | PN & HOA by applicant: Adv. H. van der Vyver  PN & HOA by respondent: Adv. H.A.A. Krige | 1-2 hours | **1 hour 30 min** | **Mokose J** |
| 13 | 54189/17  54187/17 | VUKANI GAMING GAUTENG (PTY) LTD VS GOLD VALLEY LOUNGE INTERNET CAFÉ + 1 | Return date of rule *nisi* granted for declaratory relief against respondents for contempt of court | PN & HOA by applicant: Adv. A.P. Ellis  PN & HOA by respondents: None | 90 min | **1 hour** | **Maritz AJ** |
| 14 | 63061/17 | THEO WALLIS + 1 VS LAURIKA LOUISA DU POIS N.O. + 3 | Exception | HOA by applicants: Adv. D.T. v R. du Plessis SC  HOA by respondents: Adv. S.G. van der Walt | ? No practice notes filed | **1 hour 30 min** | **Mokose J** |
| 15 | 77082/17 | CATHRINA BABY BOTHA VS MEINTJIES, VAN TONDER & BASSON REGISTERED ACCOUNTANTS AND AUDITORS | Damages for pain and suffering | PN & HOA by applicant: In person  PN & HOA by respondent: None | 1 day |  | **Removed** |
| 16 | 22680/17 | SIZAKELE CHARLOTTE DLAMINI VS THE STANDARD BANK OF SOUTH AFRICA LIMITED | Rescission of default judgment | PN & HOA by applicant: None  PN & HOA by respondent: Adv. C. E. Thompson | ? | **1 hour** | **Potterill J** |
| 17 | 11711/17 | SINDISWA RUTH MASEKO VS NEDBANK LIMITED + 3 | Rescission of default judgment | PN & HOA by applicant: None  PN & HOA by 1st respondent: Adv. J. Minnaar | 1-2 hours | **30 min** | **Tlhapi J** |
| 18 | 31849/17 | LUNESH SINGH VS THE STANDARD BANK OF SOUTH AFRICA LIMITED | Rescission | PN & HOA by applicant: None  PN & HOA by respondent: Adv. L.A. Pretorius | 30 min-1 hour | **30 min-1 hour** | **Tlhapi J** |
| 19 | 76814/17 | THE LAND AND AGRICULTURAL DEVELOPMENT BANK OF SOUTH AFRICA VS BALAAM NABUTUWA BUZIBA | Return date to make sequestration order final | PN & HOA by applicant: None  PN & HOA by respondent: None  No papers  **Parties have agreed to postpone the matter with no order as to costs** | ? |  | **Potterill J** |
| 20 | 51081/17 | CYRIL LEGOABE + 2 VS NAOMI LEGOABE + 3 | Order for Cancellation of  Certificate of Registered Grant of Leasehold  Order that the estate of late Veronica Ndala be declared the sole beneficiary of immovable property | PN & HOA by applicant: Adv. M. Steenekamp  PN & HOA by 1st respondent: Adv. W.N. Mothibe | 2 hours | **2 hours** | **Mokose J** |
| 21 | 59412/17 | VICTOR MANUEL FERREIRA GRAVATO N.O. + 3 VS MPHO WILSON NONG + 3 | Application for order terminating joint ownership in property | PN & HOA by applicants: Adv. L.W. de Beer  HOA by 2nd respondent: Adv. S.S. Masina | 45 min | **45 min** | **Botes AJ** |
| 22 | 71646/17 | THE SHERIFF OF THE HIGH COURT, EKURHULENI NORTH VS GLEN LIFE PROPERTIES CC | Opposed Rule 46(11) application | PN & HOA by applicant: Adv. J. Minnaar  PN & HOA by respondent: None | 2 hours | **30 min** | **Potterill J** |
| 23 | 74244/17 | CHANGING TIDES NO 17 (PTY) LTD N.O. VS MOSES VUNDLA | Opposed Rule 46A application | PN & HOA by applicant: Adv. J. Minnaar  PN & HOA by respondent: None | 2 hours | **30 min** | **Potterill J** |
| 24 | 71911/17 | MORNE PRETORIUS + 1 VS HENDRIK JOHANNES TJAART ELOFF N.O. + 2 | Rescission of default judgment | PN & HOA by applicants: Adv. D.A. Smith  PN & HOA by 1st and 2nd respondents: Adv. H.P. van Nieuwenhuizen | 90 min/30-90 min | **1 hour 30 min** | **Tlhapi J** |
| 25 | 58671/18 | MULTI-CRETE BRICKS (PTY) LTD VS M.A. LUKHAIMANE N.O. + 3 | Setting aside decision of the Pension Fund Adjudicator | PN & HOA by applicant: Adv. M.A. Lennox  PN & HOA by 3rd + 4th respondents: Adv. P. van der Berg SC | 1 hour | **1 hour** | **Mokose J** |
| 26 | 32746/18 | HESTER CHRISTINE NICOLASINA DE WET VS SUNAFRICA TRADING 36 CC (IN LIQUIDATION) + 3 | Application to convert liquidation proceedings to business rescue proceedings | PN & HOA by applicant: None  PN & HOA by respondents: None  PN & HOA by intervening creditor: Adv. C.G.V.O. Sevenster | 3-4 hours | **1 hour 30 min** | **Botes AJ** |
| 27 | 15066/18 | TOP LAY EGG CO-OP LIMITED + 3 VS MINISTER OF AGRICULTURE, FORESTRY AND FISHERIES + 4 | Condonation for late filing of review proceedings in terms of PAJA  Declaratory order | PN & HOA by applicants: Adv. M.C. Roberts SC + Adv. E. Roberts  HOA by 3rd + 5th respondents: Adv. G. Naude SC + Adv. A. Thompson  614 pages  **Matter to be allocated for 6 August 2019**  **Applicants’ counsel is from Pietermaritzburg, KwaZulu-Natal** | 3 hours | **3 hours** | **Tlhapi J** |
| 28 | 26701/18 | J A P DU TOIT & SEUN + 1 VS THE COMPANIES & INTELLECTUAL PROPERTY COMMISSION (CIPC) + 2 | Review of administrative actions | PN & HOA by applicants: Adv. I.M. Bredenkamp SC  PN & HOA by 2nd and 3rd respondents: Adv. P.G. Cilliers SC + Adv. J.C. du Toit | ?/1.5 to 2 hours | **2 hours** | **Fourie J** |
| 29 | 89831/18 | THE SOUTH AFRICAN NATIONAL ROAD AGENCY VS LONEROCK CONSTRUCTION (PTY) LTD | Rescission of judgment | PN & HOA by applicant: Adv. G. Badela  PN & HOA by respondent: | 2 hours | **2 hours** | **Botes AJ** |
| 30 | 72470/18 | THE RAND WEST CITY LOCAL MUNICIPALITY VS QUILL ASSOCIATES (PTY) LTD + 1 | Review and setting aside of decision of Registrar to issue a writ of execution, setting aside a notice of execution by Sheriff | PN & HOA by applicant: Adv. J.J. Botha  PN & HOA by 1st respondent: Adv. S.D. Wagener SC | 3 hours/  2.5 hours | **3 hours** | **Botes AJ** |
| 31 | 30477/18 | OBARO FINANCIAL SERVICES (PTY) LTD VS JOHANNES JACOBUS EVELEIGH | Sequestration | PN & HOA by applicant: Adv. M.P. van der Merwe SC  PN & HOA by respondent: None | 20 min | **30 min** | **Mokose J** |
| 32 | 26650/18 | MMI GROUP LIMITED VS DE KLERK ATTORNEYS + 3 | Application to comply with Rule 35(12) to produce documents | PN & HOA by applicant: Adv. J. Janse van Rensburg  PN & HOA by respondents: None | 45 min | **45 min** | **Maritz AJ** |
| 33 | 80258/18 | JUDITH MAMOKETE RAMOSHABA VS BMW FINANCIAL SERVICES SA (PTY) LTD | Application for rescission of judgment | PN & HOA by applicant: None  PN & HOA by respondent: Adv. J. Brenkman | 1 hour 30 min | **30 min** | **Maritz AJ** |
| 34 | 79398/18 | SIMON PIERRE TSHIMPAKA MUKANDA VS THE PRETORIA SOCIETY OF ADVOCATES | Whether proper case for admission as legal practitioner has been made out | PN & HOA by applicant: Mr. K.V. Mathye  PN & HOA by respondent: None | 1 day |  | **Removed** |
| 35 | 17156/18 | SBS EVENTS AND MARKETING SOLUTIONS CC VS TALIBEX (PTY) LTD | Application for rescission of judgment and application for condonation | PN & HOA by applicant: Adv. J. Eastes  PN & HOA by respondent: Adv. S. de Kok | 1 hour/60-90 min | **1 hour 30 min** | **Maritz AJ** |
| 36 | 81187/18 | THE BODY CORPORATE FARMSTEAD VS BONGO TAMSANQA CEBALOMTIWASEMAHLATHINI QINA | Sequestration | PN & HOA by applicant: Adv. M. Halstead  PN & HOA by respondent: None | 1-2 hours | **1 hour** | **Botes AJ** |
| 37 | 85808/18 | INGATIUS CLEMENT MIKATEKO SHIRILELE + 1 VS CLOETE MURRAY N.O. | Exception | PN & HOA by applicant: Adv. X. Sylianou  PN & HOA by respondent: Adv. H.R. Fourie SC | 1-2 hours | **2 hours** | **Mokose J** |
| 38 | 59387/18 | FRIDAH CHABALALA VS BENEDICT MODISE + 1 | Order to declare customary marriage valid and binding | PN & HOA by applicant: Adv. M.D. Mohlamonyane  PN & HOA by 1st respondent: Dr. V. Peach | 1 hour/  30 min | **1 hour** | **Mokose J** |
| 39 | 88914/18 | REVIVE CLASSICS (PTY) LTD VS MUTHRAY INVESTMENTS CC | Exception | PN & HOA by applicant: Adv. Y. Coertzen  PN & HOA by respondent: None | 1-1.5 hours | **1 hour 30 min** | **Tlhapi J** |
| 40 | 63225/18 | OBARO HANDEL (PTY) LIMITED VS HERMANUS JACOBUS GREEFF | Interlocutory application in which applicant seeks leave from court to admit certain annexures which were omitted | PN & HOA by applicant: Adv. L.M. Malan  PN & HOA by respondent: Adv. P. Sieberhagen | 2 hours | **2 hours** | **Fourie J** |
| 41 | 71161/18 | ALVA GROUP (PTY) LTD VS MIVAMI CONSTRUCTION CC | Liquidation | PN & HOA by applicant: Adv. J. Vorster  PN & HOA by respondent: None | 1.5 hours | **1 hour** | **Maritz AJ** |
| 42 | 8252/19 | DILIGENCE SERVICE GROUP (PTY) LTD VS REYNARI AANDELE TRUST + 6 | Declaratory order concerning applicant’s shareholding | PN & HOA by applicant: None  PN & HOA by 5th, 6th + 7th respondents: Adv. J. Vorster | 2 hours | **2 hours** | **Fourie J** |
| 43 | 34135/19 | IRMA MULLER + 1 VS CITY OF TSHWANE MUNICIPALITY | Return date of rule *nisi* | PN & HOA by applicant: None  PN & HOA by respondent: None | ? | **30 min** | **Potterill J** |
| 44 | 12289/19 | RATILOE REBOTILE MOKWENA VS BONGANI JUSTICE MHLONGO N.O. + 2 | Appointment of executor  Removal of executor | PN & HOA by applicant: None  PN & HOA by 1st respondent: Adv. A. Maluleka | 2 hours | **1 hour** | **Fourie J** |
| 45 | 70184/14 | DLESWA MTHIMKULU VS JOHANNES CHRISTOFFEL GREYLING | Application for rescission of judgment | PN & HOA by applicant: Adv. P. Nonyane  PN & HOA by respondent: Adv. J. Stroebel | 1 hour | **1 hour** | **Fourie J** |
| 46 | 47549/18 | ROBERT RUDOLF BERNWIESER VS PARK STREET DEVELOPMENTS (PTY) LTD + 1 | Liquidation of first respondent | PN & HOA by applicant: Adv. I.N. Krüger  PN & HOA by respondents: None | 1-1.5 hours | **1 hour 30 min** | **Potterill J** |