

**IN THE HIGH COURT OF SOUTH AFRICA
(CAPE OF GOOD HOPE PROVINCIAL DIVISION)**

CAPE TOWN: WEDNESDAY, the 26th day of NOVEMBER 2008

THIRD DIVISION: COURT NO. 16 at 10H00 am

Before the Honourable Ms Acting Justice Baartman

RULES NISI (BEVELE NISI)

- | | | |
|---|--|----------|
| 1 | J F Cilliers vs Solar Spectrum Trading 280 (Pty) Ltd - Liquidation (Likwidasie) | 14710/08 |
| 2 | Absa Bank Beperk vs Brenton Ellis N.O & 1 other - Perfection (Perfektering) | 16905/08 |
| 3 | A M Golding & 1 other vs J C MacKay – Edictal Citation (Ediktale Sitasie) | 16988/08 |
| 4 | C P Le Sar & 1 other vs C Van Rooyen & 1 other - Guardianship (Voogdyskap) | 5321/08 |
| 5 | The Standard Bank of South Africa Limited vs J Constable - Interdict (Interdik) | 9194/08 |

SUMMARY JUDGMENTS (RULE 32) (SUMMIERE VONNISSE (REëL 32)

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|---|--|----------|
| 6 | Absa Technology Finance Solutions (Pty) Ltd (previously Known as Union Finance Holdings (Pty) Ltd vs Impact Plus Trading 38 CC & 1 other – Monies Owing (Geld Verskuldig) | 16262/08 |
| 7 | AGI Solutions (Pty) Ltd t/a Sheerline Aluminium Sytems vs Okavango Aluminium CC – Monies Owing (Geld Verskuldig) | 14202/08 |
| 8 | First Rand Bank Limited formerly known as First National Bank of Southern Africa Limited vs G D Drewry & 1 other – Bond (Verband) | 16352/08 |

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| 9 | First Rand Bank Limited formerly known as First National Bank of Southern Africa Limited – Bond (Verband) | 16356/08 |
| 10 | Firstrand Bank Limited vs E S Raats – Bond (Verband) | 15810/08 |
| 11 | Firstrand Bank Limited formerly known as First National Bank of Southern Africa Limited vs Victory Ticket 588 CC & 1 other – Monies Owing (Geld Verskuldig) | 15300/08 |
| 12 | Firstrand Bank Limited vs J Williams & 1 other - Bond (Verband) | 16025/08 |
| 13 | Firstrand Bank Limited formerly known as First National Bank of Southern Africa Limited vs J W Williams & 1 other – Bond (Verband) | 16024/08 |
| 14 | M C Livanos vs Cottondale Investments CC t/a PMD Cape Town – Monies Owing (Geld Verskuldig) | 15126/08 |
| 15 | Masstores (Pty) Ltd t/a Builders Warehouse vs Tech – Sure Fin CC & 1 other – Monies Owing (Geld Verskuldig) | 16642/08 |
| 16 | Shackleton Credit Management (Pty) Limited vs A M Port & 1 other – Monies Owing (Geld Verskuldig) | 10572/08 |
| 17 | C A Pfister vs A L Williams – Monies Owing (Geld Verskuldig) | 10880/08 |
| 18 | The Maintenance Connection CC vs W Willemsse - Monies Owing (Geld Verskuldig) | 15966/08 |
| <u>APPLICATIONS (AANSOEKE)</u> | | |
| 19 | J M Fourie – Surrender of estate (Boedeloorgawe) | 19215/08 |
| 20 | M Brand vs X-Flow Filtration Bk – Liquidation (Likwidasië) | 11387/08 |
| 21 | Innes Projects CC vs Blowfish Investments 103 (Pty) Ltd - Liquidation (Likwidasië) | 1675/08 |
| 22 | Invela Financial Corporation (Pty) Ltd vs Miskey Inc. - Liquidation (Likwidasië) | 19479/08 |

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| 23 | S A V Chivell vs M H Cloete & 2 others – Appoint Executrix of estate | 13994/08 |
| 24 | J Van Coller & 1 other vs Registrateur van Aktes & 2 others – ANC (HVK) | 16222/08 |
| 25 | Absa Bank Limited vs W G Odendaal Grondverskuiwing CC – Cancellation of Credit Agreement (Kansellasië van Krediet ooreenkoms) | 14082/08 |
| 26 | The Law Society of the Cape of Good Hope vs M C Meyer – Produce of inspection (Lewering van inspeksie) | 16926/08 |
| 27 | Firstrand Bank Limited formerly known as First National Bank of Southern Africa Limited vs S Fakier – Bond (Verband) | 10957/08 |
| 28 | L A vs C Rohner – Discovery (Blootlegging) | 5758/03 |
| 29 | G I vs L J Hendricks – Access (Toegang) | 15985/08 |
| 30 | J A R Spence vs Progrid CC & 2 others – Discovery (Blootlegging) | 13477/06 |
| 31 | Glazing Vision (Proprietary) Limited vs A P Rogers & & 2 others – Interdict (Interdik) | 18325/08 |
| 32 | Oudtshoorn Municipality vs N Pietersen & 20 others - Interdict (Interdik) | 19525/08 |
| 33 | S E G Hendrikse vs P W Van Blerk & 1 other - Declaratory Order (Verklarende bevel) | 18149/08 |
| 34 | A J Murphy vs The Presiding Officer (Magistrate P Phather Somerset West) & 3 others – Declaratory Order (Verklarende Bevel) | 18697/08 |
| 34A | Absa Bank Limited vs W G Odendaal Grondverskuiwing CC – Cancellation of Credit Agreement (Kansellasië van Krediet ooreenkoms) | 14082/08 |

DIVORCES (EGSKEIDINGS)

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|----------------------------|--------------------------------------|----------|
| 35 | D A vs J J Bothma | 16090/07 |
| 36 | M O vs R T Carelse | 14571/08 |
| 37 | A vs W R Dommissie | 8247/08 |
| 38 | J G J vs A Lambrechts | 18525/08 |
| 39 | M R vs N Schwemberger | 17947/08 |
| 40 | S vs A Swanepoel | 18362/08 |
| 41 | C R G vs B M Veldman | 11005/06 |
| 42 | K G vs C L Wells | 13796/08 |
| <u>RULES 43 (REëLS 43)</u> | | |
| 43 | E E vs S C Cilliers | 15385/08 |
| 44 | S vs C J Hattingh | 16697/08 |
| 45 | K G vs A J Maitland-Makgill-Crichton | 16658/08 |
| 46 | M J vs S Perry | 5370/08 |

WEDNESDAY 26 NOVEMBER 2008DIVISION 1DIVISION 2DIVISION 3DIVISION 4 CIVIL TRIALS

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|------------|--|----------------------------------|
| 12295/2005 | Babalwa Gobodo vs Road Accident Fund | Damages/Skadevergoeding |
| 393/2006 | Ntombifikile Mphikwa obo Songezo vs The Road Accident Fund | Damages/Skadevergoeding |
| 13112/2005 | Neil Preyser obo Courtney vs Road Accident Fund | Damages/Skadevergoeding |
| 4568/2006 | Theewaterkloof Munisipaliteit vs Luzette Leona Cupido | Monies Owing/ Geld Verskuldig |
| 3446/2006 | Yvette Brink vs Brian James Patrick McLouglin | Monies Owing/Geld Verskuldig |
| 6740/2006 | Randall Isaacs vs Road Accident Fund | Damages/Skadevergoeding |
| 6854/2006 | Lucia Z Sungulwa vs Road Accident Fund | Damages/Skadevergoeding |
| 8744/2004 | Vezikaya Somwahla vs Road Accident Fund | Damages/Skadevergoeding |
| 10452/2004 | Russel Burnett vs Andrew Fyfe & 2 others | |
| 644/2008 | Lynnette Elzabé Kriel vs Louis Johannes Kriel | Custody/Toesig |
| 5138/2006 | Badentec (Pty) Ltd vs Peter Starke Civils Bk | Monies Owing/Geld Verskuldig |
| 5130/2005 | George Edmund Campbell Tatham vs Gayle Kirsten Tatham | |
| 8690/2006 | Ivan M Abrahams N.O & 1 other vs Victor Smith & 1 other | Sequestration/ Sekwestrasie |
| 8412/2006 | Gary M Van Wyk vs Road Accident Fund | Damages/Skadevergoeding |
| 11942/2008 | The Governing Body of United Herzia School vs Benetly Stein | |
| 12899/2008 | Eugene Norma Ulster vs Ernest Rudolph Ulster & 1 other | Interdict/Interdik |
| 5238/1995 | Louie Classen vs S A Eagle Insurance Company Ltd | Damages/Skadevergoeding |
| 11298/2007 | Aletta Catharina Raath vs Tobias Mostert | Custody/Toesig |
| 10879/2004 | Kevin David Davis vs Elizabeth Ann Davis | Divorce/Egskeiding |
| 18243/2008 | Nimrod Llewellyn Mortimer vs Munisipaliteit van Stellenbosch & 1 other | |
| 665/06A | Pierrene van Wyk vs Hofmeyr Herbsteins & Gihwala Inc. & 3 others | Monies Owing/ Geld Verskuldig |
| 12486/08 | Body Corporate of the Wellington Fruit Growers Buildings Scheme No 23 of 2005 vs Ari Levy NO & 1 other | Interdict/ Interdik |

CRIMINAL TRIALS

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|-------------------|---|
| <u>DIVISION A</u> | S vs Y Chao & 18 others |
| <u>DIVISION B</u> | S vs S Mangena |
| <u>DIVISION C</u> | S vs A Lottering |
| <u>DIVISION D</u> | S vs T Letsoenya |
| <u>DIVISION E</u> | S vs R Mthelo |
| <u>DIVISION F</u> | S vs M Van der Westhuizen |
| <u>DIVISION G</u> | S vs S Nikani |
| <u>DIVISION H</u> | S vs J Cloete & 3 others |
| <u>DIVISION I</u> | S vs B Markman & 4 others |
| <u>DIVISION J</u> | |
| <u>DIVISION K</u> | S vs M Mtakati & 9 others |
| <u>DIVISION L</u> | |
| <u>DIVISION M</u> | S vs W Middleton S vs R Clayton S vs J Ntonzini |