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Sent: 09 April 2018 03:01 PM
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Subject: Allocated opposed motion roll - Potterill J - 23-27 April 2018
Attachments: Allocated opposed motion roll - Potterill J - 23-27 April 2018.docx
Importance: High

Dear All

Please find attached the allocated opposed motion roll before Judge Potterill for the period 23-27 April 2018.

Please distribute the roll to all your members.

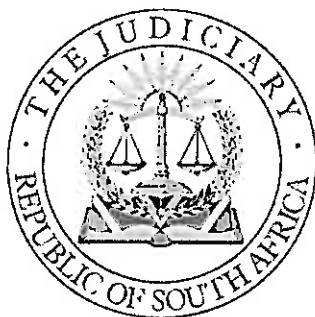
Kind regards

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Registrar: Judge Potterill

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**OFFICE OF THE CHIEF JUSTICE
REPUBLIC OF SOUTH AFRICA**



BEFORE THE HONOURABLE MS JUSTICE POTTERILL

GAUTENG DIVISION, PRETORIA

OPPOSED MOTIONS: 23-27 APRIL 2018

1	<p>43147/11</p> <p>SATELLITE & STEEL WORLD CC</p> <p>VS</p> <p>COSTA ZERVAS PROJECTS CC</p>	<p>1 Nature - Amendment of particulars of claim</p> <p>2 Counsel – Adv. Harms</p> <p>3 Counsel’s Estimation – 2 hours</p> <p>4 Judge’s estimation – 1 hour</p>	Senyatsi AJ
2	<p>37979/13</p> <p>MR JERRY MBATHA</p> <p>VS</p> <p>BMW FINANCIAL SERVICES SOUTH AFRICA (PTY) LTD</p>	<p>1 Nature – Rescission of judgment</p> <p>2 Counsel – Adv. De Beer</p> <p>3 Counsel’s estimation – 10 minutes</p> <p>4 Judge’s estimation – 10 minutes</p>	Potterill J

3	<p>52660/08</p> <p>NATIONAL DIRECTOR OF PUBLIC PROSECUTIONS</p> <p>VS</p> <p>MJ REID AND ANOTHER</p>	<p>1 Nature – POCA</p> <p>2 Counsel – Adv. De Villiers; Pather</p> <p>3 Counsel's estimation – 1.5 hours</p> <p>4 Judge's estimation – 1.5 hours</p>	Louw J
4	<p>13493/13</p> <p>ROAD ACCIDENT FUND</p> <p>VS</p> <p>E P VIERBERGEN</p>	<p>1 Nature - Two Rule 30 applications</p> <p>2 Counsel – Unknown</p> <p>3 Counsel's estimation – unknown</p> <p>4 Judge's estimation – 30 minutes</p>	De Vos J
5	<p>13517/12</p> <p>ROAD ACCIDENT FUND</p> <p>VS</p> <p>H FOURIE</p>	<p>1 Nature – Restitution of withdrawal of admission</p> <p>2 Counsel – Adv. Geach SC</p> <p>3 Counsel's estimation – 20 minutes</p> <p>4 Judge's estimation – 20 minutes</p>	De Vos J

6	<p>39300/14</p> <p>N H TSHIPALA AND 2 OTHERS</p> <p>VS</p> <p>N E NHLANGOTHI</p>	<p>1 Nature – No practice note of application; registration of property upon estate</p> <p>2 Heads by third respondent</p> <p>3 Counsel's estimation – unknown</p> <p>4 Judge's estimation – 1 hour</p>	Senyatsi AJ
7	<p>66203/14</p> <p>TEE QUE TRADING</p> <p>VS</p> <p>NEDBANK</p>	<p>1 Nature – no practice note of applicant; exception</p> <p>2 Defendant heads</p> <p>3 Counsel's estimation – 1 hour</p> <p>4 Judge's estimation – 1 hour</p>	Louw J
8	<p>18748/10</p> <p>L MICHAEL</p> <p>VS</p> <p>BMW FINANCIAL SERVICES SOUTH AFRICA (PTY) LTD</p>	<p>1 Nature – rescission</p> <p>2 No heads by applicant; respondent's counsel – Adv. Markram</p> <p>3 Counsel's estimation – 1 hour</p>	Senyatsi AJ

		4 Judge's estimation – 1 hour	
9	53946/11 CUF PROPERTIES (PTY) LTD VS T S MTHIMULU AND 2 OTHERS	1 Nature – application for eviction 2 Counsel – Adv. Leysath 3 Counsel's estimation – 45 minutes 4 Judge's estimation – 30 minutes	Swanepoel AJ
10	14281/10 L COLEMAN N.O. AND 3 OTHERS VS ABSA BANK LIMITED	1 Nature – rescission 2 Counsel – Adv. Maritz SC and HF Oosthuizen SC 3 Counsel's estimation – 2 hours 4 Judge's estimation – 2 hours	Potterill J
11	22311/12 A DU TOIT VS DISCOVERY LIFE AND ANOTHER	1 Nature – exception 2 Counsel – Adv. Lamprecht 3 Counsel's estimation – 60 minutes 4 Judge's estimation – 45 minutes	Senyatsi AJ

12	84002/15 NEDBANK VS K MOODLEY	1 Nature – Rule 46 – execution of property 2 Counsel – Adv. Richard 3 Counsel's estimation – 30 minutes 4 Judge's estimation – 30 minutes	Potterill J
13	63370/15 S L KGAREBE VS HEALTH PROF COUNCIL AND 5 OTHERS	1 Nature – rescission of Health Professions Council 2 Counsel – 4 respondents – Adv. Petla 3 Counsel's estimation – 2 hours 4 Judge's estimation – 2 hours	Swanepoel AJ
14	73511/15 A MARAIS AND ANOTHERS VS J MARAIS AND ANOTHER	1 Nature – application for guardianship (grandparents) 2 Counsel – Adv. Goosen 3 Counsel's estimation – 30 minutes 4 Judge's estimation – 30	Senyatsi AJ

		minutes	
15	61689/15 FLORDIS SOUTH AFRICA (PTY) LTD VS THE COMMISSIONER FOR THE SOUTH AFRICAN REVENUE SERVICE	1 Nature – striking out application and referral to oral evidence applications 2 Counsel – Adv. Barnard 3 Counsel's estimation – 1 day 4 Judge's estimation – 2 hours	De Vos J
16	99587/15 ABSA BANK AND ANOTHER VS T E MOLOKO	1 Nature – Declaration of immovable property to be specially executable 2 Counsel – Adv. Van Castricum 3 Counsel's estimation – 1 hour 4 Judge's estimation – 1 hour	Potterill J
17	90333/15 DYNAMIC LABOUR SOLUTIONS PROPRIETARY LIMITED VS G BRANDNER AND ANOTHER	1 Nature – application for condonation and exception 2 Counsel – Van Rooyen and Bruwer Only read	De Vos J

		<p>exception</p> <p>3 Counsel's estimation – 30 minutes</p> <p>4 Judge's estimation – 30 minutes</p>	
18	<p>99246/15</p> <p>M A GAMEDE</p> <p>VS</p> <p>THE PUBLIC PROTECTOR</p>	<p>1 Nature – Is decision of public protector administrative action</p> <p>2 Counsel – Adv. <u>Y</u>acoob</p> <p>3 Counsel's estimation – 1 hour</p> <p>4 Judge's estimation – 1 hour</p>	De Vos J
19	<p>88066/15</p> <p>FIRST RAND BANK</p> <p>VS</p> <p>M H SEBOLA</p>	<p>1 Nature – Joinder</p> <p>2 Counsel – Adv. Riley</p> <p>3 Counsel's estimation – 30 minutes</p> <p>4 Judge's estimation – 30 minutes</p>	Swanepoel AJ
20	66844/16	1 Nature – review	Louw J

	A O NAFOR VS MINISTER OF HOME AFFAIRS AND 2 OTHERS	of denial of citizenship, striking out and costs 2 Counsel – Adv. Botes SC and Bofilatos SC 3 Counsel's estimation – 2 hours 4 Judge's estimation – 2 hours	
21	39795/16 D G NDENDA AND ANOTHER VS CHANGING TIDES 17	1 Nature – Rescission of judgment 2 Counsel – Adv. Richard 3 Counsel's estimation – 2 hours 4 Judge's estimation – 1 hour	Louw J
22	23610/16 A J HATTINGH VS A HATTINGH	1 Nature – application for amendment of parenting plan and costs 2 Counsel – Adv. Du Toit 3 Counsel's estimation – 1 hour 4 Judge's estimation – 1	Senyatsi AJ

		hour	
23	16147/16 E H BRAND AND 4 OTHERS VS ABSA BANK LTD	1 Nature - Rescission of judgment and Rule 30 2 Counsel – Adv. Amm 3 Counsel's estimation – 1 hour 4 Judge's estimation – 1 hour	Swanepoel AJ
24	83909/16 W PRETORIUS AND 2 OTHERS VS MINISTER OF JUSTICE AND 2 OTHERS	1 Nature – Policy of Correctional Services to be declared unconstitutional 2 Counsel – Adv. Kellerman SC and Adv. Moerona SC 3 Counsel's estimation – 3 hours 4 Judge's estimation – 3 hours	Swanepoel AJ
25	55126/16 ZAMOKUHLE TAXI ASSOCIATION VS CHAIRPERSON: F SIBANYONI AND 5 OTHERS	1 Nature – Interdict 2 Counsel – Adv. Ramano 3 Counsel's estimation – 15 minutes 4 Judge's estimation – 15	Louw J

		minutes	
26	69574/16 MIDSLABS (PTY) LTD VS PMT CONSTRUCTION	1 Nature – Exception 2 Counsel – Adv. Rip 3 Counsel's estimation – 30 minutes 4 Judge's estimation – 30 minutes	Swanepoel AJ
27	75927/16 S GOVINDER VS FIRST RAND BANK	1 Nature – Rescission 2 No heads applicant; respondent heads Counsel – Adv. Minnaar 3 Counsel's estimation – 30 minutes 4 Judge's estimation – 30 minutes	Louw J
28	62690/16 N J MANAMELA VS L S LETSEBE AND 4 OTHERS	No practice note No heads Clerk called and asked why enrolled	Potterill J
29	90413/16 BODY CORPORATE OF	1 Nature – Sequestration 2 Counsel – Adv.	Swanepoel AJ

	TRAFALGAR VS G VOSLOO	Holstead; Fourie 3 Counsel's estimation – 1 hour 4 Judge's estimation – 1 hour	
30	87638/16 ECONOMIC FREEDOM FIGHTERS AND ANOTHER VS MINISTER OF JUSTICE AND ANOTHER	1 Nature – Declare riotous order unconstitutional 2 Counsel – Adv. Epstein SC, Adv. Osborne and Adv. Lithole 3 Counsel's estimation – 1 day 4 Judge's estimation – 4 hours	Potterill J
31	76385/16 J L LOURENS VS HEALTH PROFESSIONS COUNCIL AND 3 OTHERS	1 Nature – PAJA review 2 Counsel – Adv. Van Rensburg 3 Counsel's estimation – 1 hour 4 Judge's estimation – 1 hour	Senyatsi AJ
32	82044/16 Y KLUE VS	1 Nature – Companies Act; enter name as shareholder	Swanepoel AJ

	DUTCH MANOR AND 2 OTHERS	2 Counsel – Adv. Felix 3 Counsel's estimation – 4 hours 4 Judge's estimation – 4 hours	
33	76172/16 P P MILAZI VS BMW FINANCIAL SERVICES (PTY) LTD	1 Nature – Rescission of judgment 2 Counsel – Adv. De Beer 3 Counsel's estimation – 10 minutes 4 Judge's estimation – 10 minutes	De Vos J
34	80888/16 LIMPOPO LEGAL SOLUTIONS VS JUDICIAL SERVICE COMMISSION AND 13 OTHERS	1 Nature – Rule 30A – forcing compliance with Rule 53(1)(b) 2 Counsel – Adv. Maluleke 3 Counsel's estimation – 5-6 hours 4 Judge's estimation – 1 hour	Potterill J
35	44362/16 NEDBANK VS	1 Nature – Rule 46(11) 2 Counsel – Adv. Minnaar	Louw J

	J M PHUKUBJE	3 Counsel's estimation – 1 hour 4 Judge's estimation – 1 hour	
36	82504/16 CALLY DEVELOPMENT AND CONTRACTORS VS CITY OF TSHWANE METROPOLITAN MUNICIPALITY	1 Nature – Tender awarded/no agreement Review the costs 2 Counsel – Adv. Mnisi 3 Counsel's estimation – 1 hour 4 Judge's estimation – 2 hours	De Vos J
37	87919/16 ABSA BANK LTD VS DE VILLIERS	1 Nature – Rule 46(11) 2 Counsel – Adv. Roos 3 Counsel's estimation – 1 hour 4 Judge's estimation – 1 hour	Swanepoel AJ
38	95434/16 VALUATION APPEAL BOARD VS MERA FONG CITY LOCAL	1 Nature – Does the Local Government Municipal Property Rates Act impose obligation to fund	Louw J

	MUNICIPALITY AND 2 OTHERS	litigation costs 2 Counsel – Adv. Rip SC 3 Counsel's estimation – 3 hours 4 Judge's estimation – 3 hours	
39	67228/17 L BREDA N.O. AND OTHERS VS MASTER OF HIGH COURT PRETORIA AND 7 OTHERS	1 Nature – Review of Master's decision on trust administration 2 Counsel – Adv. M.P. van der Merwe SC 3 Counsel's estimation – 4 hours 4 Judge's estimation – 4 hours	Potterill J
40	26624/17 EKURHULENI WEST COLLEGE VS S H SEGAL AND ANOTHER	1 Nature – Review of adjudication award 2 Counsel – Ellis SC; Cochrane	De Vos J

		and De Witt 3 Counsel's estimation – 2 hours 4 Judge's estimation – 2 hours	
41	26036/17 ZEPHAN (PTY) LTD AND 4 OTHERS VS SUAIYA BEGUN NOORMOHAMED AND 6 OTHERS	1 Nature – Rescission application 2 Counsel – Smit; Bolt 3 Counsel's estimation – 1 hour 4 Judge's estimation – 1 hour	Swanepoel AJ
42	11325/17 RANDABEL CC VS NATIONAL METROLOGY INSTITUTE	1 Nature – Setting aside decision to cancel bid number and appoint applicant as successful bidder 2 Counsel – Adv. Mhlongo 3 Counsel's estimation – 2 hours 4 Judge's estimation – 2 hours	Senyatsi AJ
43	29817/17 S M R TEMANE	1 Nature – review/ seniority of rank 2 Counsel – Adv.	De Vos J

	VS MINISTER OF DEFENCE & MILITARY VETERANS AND 2 OTHERS	Minnaar 3 Counsel's estimation – 30 minutes 4 Judge's estimation – 30 minutes	
44	47626/17 J C WILLIAMS AND ANOTHER VS A PIKE AND ANOTHER	1 Nature – Eviction 2 Counsel – Adv. Gradigde 3 Counsel's estimation – 2 hours 4 Judge's estimation – 2 hours	De Vos J
45	64734/17 CASH CRUSADERS FRANCHISING (PTY) LTD VS SILVER OAKS TRADERS (PTY) LTD	1 Nature – Winding-up application 2 Counsel – Adv. Oosthuizen SC; Adv. Van der Merwe SC 3 Counsel's estimation – 2 hours 4 Judge's estimation – 2 hours	Potterill J
46	41996/17 L VAN DEN HEEVER AND ANOTHER	1 Nature – Review of small claim's judgment 2 Counsel – Adv.	Potterill J

	VS A MOEMISE AND ANOTHER	Zietsman 3 Counsel's estimation – 15 minutes 4 Judge's estimation – 15 minutes	
47	18113/17 HABIB OVERSEAS BANK VS X3 TRADING CC AND 4 OTHERS	1 Nature – Application for judgment for money debt 2 Counsel – Adv. Georgides 3 Counsel's estimation – 2 hours 4 Judge's estimation – 2 hours	Louw J
48	48876/17 HEALTH PROFESSIONS COUNCIL VS ACTING REGISTRAR OF HEALTH AND 2 OTHERS	1 Nature – Rule 30A 2 Counsel – Adv. Felgate 3 Counsel's estimation - 1 hour 4 Judge's estimation – 1 hour	Senyatsi AJ
49	4822/17 EQSTRA TA EQUIPMENT (PTY) LTD AND 2 OTHERS VS YIELDPRO (PTY) LTD	1 Nature – vindication of farming equipment 2 Counsel – Adv. Gradidge	De Vos J

		<p>3 Counsel's estimation – 2 hours</p> <p>4 Judge's estimation – 2 hours</p>	
50	<p>26496/17</p> <p>STRATEGY HOUSE (PTY) LTD AND ANOTHER</p> <p>VS</p> <p>J BAYARD AND 2 OTHERS</p>	<p>1 Nature – Payment of monies</p> <p>2 Counsel – Adv. Matlopeng</p> <p>3 Counsel's estimation – 2 hours</p> <p>4 Judge's estimation – 2 hours</p>	Swanepoel AJ
51	<p>56511/17</p> <p>B MOLEFE AND 2 OTHERS</p> <p>VS</p> <p>M G DICHABE AND ANOTHER</p>	<p>1 Nature – removal of executrix done; costs</p> <p>2 Counsel – Adv. Molefe; De Beer; Dichaba</p> <p>3 Counsel's estimation – 1 hour</p> <p>4 Judge's estimation – 1 hour</p>	Senyatsi AJ
52	<p>14179/17</p> <p>CROOKES BROTHERS</p> <p>VS</p> <p>COMMISSIONER OF SARS</p>	<p>1 Nature – Review of SARS decision</p> <p>2 Counsel – Adv. Ginsberg SC; Goldman</p>	Louw J

		<p>3 Counsel's estimation – 3 hours</p> <p>4 Judge's estimation – 3 hours</p>	
53	<p>27932/17</p> <p>R R MOLEFE</p> <p>VS</p> <p>MINISTER OF DEFENCE</p>	<p>1 Nature – application for permanent post; review of decision</p> <p>2 Counsel –</p> <p>3 Counsel's estimation – 1 hour</p> <p>4 Judge's estimation – 1 hour</p>	Swanepoel AJ
54	<p>23008/17</p> <p>ANKO PROJECTS CC AND ANOTHER</p> <p>VS</p> <p>NEDBANK LTD</p>	<p>1 Nature – Rescission of judgment</p> <p>2 Counsel – Adv. Van den Berg</p> <p>3 Counsel's estimation – 15 minutes</p> <p>4 Judge's estimation – 15 minutes</p>	Potterill J
55	<p>55408/17</p> <p>FUTURE INDEFINIE</p> <p>VS</p> <p>MAKGOTAMISHE BUILDING</p>	<p>1 Nature – Application for payment</p> <p>2 Counsel – Redelinghuys (attorney)</p> <p>3 Counsel's estimation – 1</p>	Louw J

		hour 4 Judge's estimation – 1 hour	
56	11143/17 MARCUS M FARMING CC AND 2 OTHERS VS GROOTVLEI KUIKENS (PTY) LTD	1 Nature – rescission of judgment 2 Counsel – Adv. Kruger 3 Counsel's estimation – 2 hours 4 Judge's estimation – 1 hour	De Vos J
57	56305/17 S DU RAAN N.O. AND 2 OTHERS VS CASTON LOGISTICS CC AND ANOTHER	1 Nature – Application to compel payment of policy proceeds 2 Counsel – Adv. De Klerk SC 3 Counsel's estimation – 2 hours 4 Judge's estimation – 2 hours	De Vos J
58	79184/17 MM Vs REFUGEE APPEAL BOARD AND 5 OTHERS	1 Nature – Review PAJA 2 Counsel – 3 Counsel's estimation – 45 minutes 4 Judge's estimation – 45	Senyatsi AJ

		minutes	
59	45666/17 ECONOMIC FREEDOM FIGHTERS VS NATIONAL DIRECTOR OF PUBLIC PROSECUTIONS	1 Nature – Decision unconstitutional 2 Counsel – Adv. Epstein SC; Osborne and Khoza 3 Counsel's estimation – 1 day 4 Judge's estimation – 1 day	Potterill J
60	47802/17 CHILIDOG E-BUSINESS VS DELIVERY XTREME FAST FOOD	1 Nature – Enforcement of franchise agreement 2 Counsel – Adv. Hershensohn 3 Counsel's estimation – 1 hour 4 Judge's estimation – 1 hour	Senyatsi AJ
61	3519/17 BEVCON MANAGEMENT SERVICE VS L A VAN DER MERWE AND 2 OTHERS	1 Nature – arbitration award order of court 2 Counsel – Adv. Joubert; Stevens 3 Counsel's estimation – 1 hour 4 Judge's estimation – 1 hour	Senyatsi AJ

62	30226/17 P S MOTHABI AND ANOTHER VS COMPANIES AND INTELLECTUAL PROPERTY AND 3 OTHERS	1 Nature – Rescission 2 Counsel – Adv. Stevenson 3 Counsel's estimation – 30 minutes 4 Judge's estimation – 30 minutes	Senyatsi AJ
Duration of court hours before Potterill J		21 hours 30 minutes	
Duration of court hours before De Vos J		13 hours 10 minutes	
Duration of court hours before Louw J		13 hours 45 minutes	
Duration of court hours before Senyatsi AJ		11 hours 30 minutes	
Duration of court hours before Swanepoel AJ		14 hours	