

## Deon Gericke

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**From:** Sonya Gillissen <sgillissen90@gmail.com>  
**Sent:** Thursday, 18 November 2021 10:13  
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**Subject:** Unopposed Motions before Judge DS Fourie 23 November 2021  
**Attachments:** Unopposed Motions 23 November 2021 before Judge DS Fourie (1).rtf; Notice with regard to Unopposed Motions before Judge DS Fourie 23 Nov 2021.doc

Good day,

Attached the Unopposed Motion Roll of 23 November 2021 before Judge DS Fourie.

**PLEASE NOTE THE NOTICE ATTACHED.**

Regards  
Sonya Gillissen



**REPUBLIC OF SOUTH-AFRICA**

**HIGH COURT OF SOUTH AFRICA  
GAUTENG DIVISION  
PRETORIA**

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**Secretary to Judge DS Fourie  
Sonya Gillissen  
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[sgillissen@judiciary.org.za](mailto: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 23 NOVEMBER 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 (for instance, primary residence or not, personal service or not, sworn valuation or not, reserve price or not etc) 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 Monday 22 November 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. There should also be a complete and proper index identifying all the relevant documents and where to find them. 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**

**IN THE HIGH COURT OF SOUTH AFRICA**

**(GAUTENG DIVISION PRETORIA)**

**UNOPPOSED MOTIONS - 23 NOVEMBER 2021**

**BEFORE THE HONOURABLE JUSTICE FOURIE J**

**JUDGE'S SECRETARY:** Sonya Gillissen

**CONTACT NUMBER:** 079 400 1963

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

1. S C REINSTORF+1	VS	L BOHMER+4	16957/21
2. C CLOETE	VS	N JORDAAN	3898/21
3. FNB BANK LTD	VS	J M MOKWENA+1	54266/20
4. V T MUKWEVHO	VS	LS MUKWEVHO	67216/19
5. FNB BANK LTD	VS	S ISMAIL+1	18539/21
6. M MONONDE	VS	MINISTER OF POLICE	62562/20
7. S W RAMOTEKOA+1	VS	STD BANK LTD	59378/16
8. T D MOKONE	VS	MINISTER OF POLICE	11971/20
9. ABSA BANK LTD	VS	N G NDIMANDE+1	49624/15
10. S M GREEN	VS	RAF	32862/12

11. EX PARTE: S C DLAMINI			36528/21
12. NATIONAL GAMBLING	VS	D E VENTER	87307/19
13. EX PARTE: J T TRUTER+1			36526/21
14. ABSA BANK LTD	VS	R MTUSENI+1	20809/13
15. STD BANK LTD	VS	CIPC+2	22141/21
16. LAND BANK LTD	VS	R KRUGER	50346/20
17. ABSA BANK LTD	VS	S PAUL+1	95845/16
18. W K N JABULANI	VS	DEPT HOME AFFAIRS	47849/21
19. I GAITSKILL	VS	A GAITSKILL	56720/20
20. FNB BANK LTD	VS	J ROUX+1	6325/17
21. STD BANK LTD	VS	C F BEHNKE	56602/19
22. M ROKHOTSO	VS	RAF	53418/16
23. LAND BANK SA	VS	H McGOVERN	50434/20

24. EX PARTE:L L ISAAC			42118/21
25. NEDBANK LTD	VS	T C MABASA	22954/21
26. BMW FINANCIAL	VS	H N N JELE	42321/21
27. CHANGING TIDES	VS	K R PAKIRY+1	94746/19
28. EX PARTE: M VAN AARDE			97608/15
29. U MMAELISA	VS	RAF	23241/17
30. F WENTZEL	VS	NDPP	39365/19
31. STD BANK LTD	VS	J GAVURE	24780/19
32. A L DIKHULU+1	VS	MINISTER OF HOME AFFAIRS+1	52864/21
33. S L DEMAS	VS	B M DEMAS	48163/21
34. STD BANK LTD	VS	R P MATLALA	3435/20
35. EX PARTE; P A FINISS			39862/21