

IN THE HIGH COURT OF SOUTH AFRICA
(GAUTENG DIVISION, JOHANNESBURG)

CASE No: 2023 - 129588

In the matter between:-

ABSA BANK LIMITED

and

HENRY WILLIAM McCARTER



APPLICANT

RESPONDENT

ANSWERING AFFIDAVIT

I, the undersigned,

HENRY WILLIAM McCARTER

take oath and state:-

- 1) I am a 73 year old adult male with Identity Number 5109155553088, the Ambassador of the State of the African Diaspora and reside at Toneel Road, Morningside, Sandton, South Africa.
- 2) The facts contained herein, except where otherwise provided, are within my personal knowledge and to the best of my belief true and correct.

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- 3) I am responding to applicant's action as a lay litigant with no legal representation.
- 4) Mr Steven Palmer, Head of ABSA Legal, citing me as respondent in a weak attempt to blackmail me into silence, defame and harass me and in doing so, has forced me on the 9th February 2024, to lay criminal charges at the Sandton Police Station under Cas 267/2/2024 and attached hereto is a copy of the affidavit.

PLEASE VIEW ANNEXURE "A"

- 5) As at the 11th February 2024 (21 court days since I was served), I believe the first and second respondents have still not been served with ABSA's Notice of Motion, nor the Founding Affidavit leading me to believe that Mr. Palmer in isolating me, is attempting to blackmail and intimidate me and I demand proof that ABSA have in fact served the first and second respondents.
- 6) Para 3.1 require the names and email addresses of ABSA's legal representatives whose legal submissions and advice have been utilised in the preparation of ABSA's Founding Affidavit.
- 7) Para 20. I admit to writing the letter and emailing same to Ernest and Young, however I have no idea how the letter was leaked locally and internationally, perhaps someone inside Ernest and Young with a modicum of conscience leaked it.



- 8) Para 60. I demand proof of Webber Wentzel's letter allegedly being emailed to me by ABSA's Attorneys included as Annexure "**FA24**" as a letter of this significance should have been delivered to my address (known to ABSA) via the Sheriff. I suspect this is perjury on the court.
- 9) ABSA's Mr. Steven Palmer's Founding Affidavit raises many questions, one being, why have ABSA only now addressed the issue of my letter to ABSA's auditors, 20 months later?
- 10) Notwithstanding ABSA's purported demand to me to not disseminate any further information about ABSA's and Mr. Johann Roodt's accusations of ABSA's alleged unlawful activities and accusations of allegedly being an organised crime syndicate, of my own volition I have not written anything further in any manner with reference to ABSA since my only letter of the 5th July 2022 to ABSA's External auditors, Ernest and Young, wherein, out of public and shareholder concern I advised Ernest and Young to place cautionary notices in major newspapers advising their shareholders that accusations and allegations of criminality in South Africa will impact ABSA's share price. I further advised ABSA and BARCLAYS in terms of section 34 of the Precca Act 12 of 2004, they have a statutory duty to report any suspicion of fraud or alleged fraud. It is further omitted from the founding affidavit, that my further observation was made to any staff to become State witnesses (whistle blowers) in terms of section 3 of the Protected Disclosures Act 26 of 2000.
- 11) The letter written and emailed to ABSA's external auditors was out of my concern for the public and shareholder's in view of my exposure to the **ABSA / SURTIE / KOORNABALLY matter of the alleged theft of US\$36 billion**



billion (thirty six billion US Dollars) from the Surtie family back in 1984.

The parties are awaiting the judgement of the Constitutional Court for the past 6 (six) months.

<https://www.iol.co.za/pretoria-news/news/battle-over-inheritance-turning-to-concourt-b7330c00-2a36-49ce-814d-fe00d7500393>

- 12) I was invited to lead a protest of a '**RACIST BANKS MUST FALL**' in 2021 in Sandton protesting ABSA's unlawful repossession of African homes, unlawful repossessions of homes and unlawful closures of black businesses bank accounts.

- 13) T SHIRTS HANDED TO SANDTON PROTESTERS ON OR ABOUT 2021.



- 14) I have added the above photographs in an attempt to demonstrate the insanity of ABSA in attempting to blackmail me into silence when thousands of people marched in these t-shirts stating: **ABSAssholes & FNBullshit**. The reader is asked to compare the defamation ABSA and BARCLAYS suffered at the hands of the estimated 5000 (five thousand) protesters and organisers, yet for a private letter to their auditors, applicant bring on 2 (two) Senior Counsel and threaten me with legal costs if, i do not bow down to their demands to silence me from

making alleged corruption known to their auditors. ABSA's action against me is ludicrous is my humble submission.

17) **THE JERUSALEM POST, 17 JANUARY 2024**

South African banks identified in laundering and funding, a terrorist organisation are identified as, none other than **ABSA, NEDBANK & STANDARD BANK.**



~~THE JERUSALEM POST~~

The Jerusalem Post research uncovered what appears to be a network of several South African organizations deeply involved in Hamas funding.

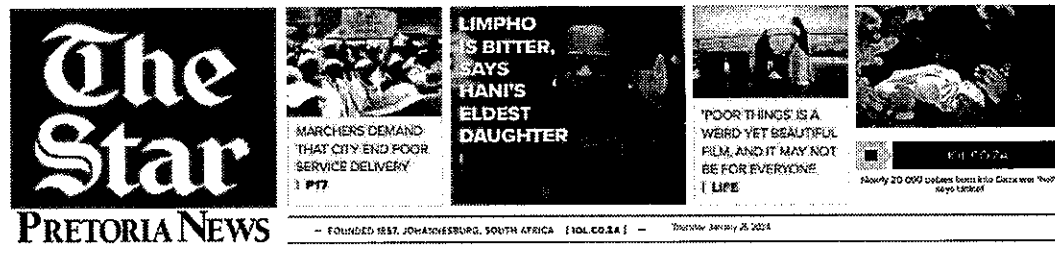


Research conducted by *The Jerusalem Post* staff and several sources uncovered what appears to be a network of several South African organizations and straw man companies deeply involved with funding Hamas activities through the Al-Quds Foundation, an international group sanctioned by the US and outlawed by Israel, using accounts registered in major local South African banks: Standard Bank, Nedbank, and Absa.

- 18) In terms of this news, I must remind ABSA, BARCLAYS and their external auditors, recent amendments to the **POCDATARA Act 33 of 2004 (PROTECTION OF CONSTITUTIONAL DEMOCRACY AGAINST TERRORIST AND RELATED ACTIVITIES ACT)** potentially places banks, bank employees, locally and internationally, in a position to face international terrorism charges and treason, as it threatens the financial stability and sovereignty of South Africa.

19) I will therefore be bringing international and national charges against ABSA for funding terrorism and the manipulation of the Rand.

20) ANC MARCHES AGAINST THE BANKS. THE STAR PRETORIA 25/01/2024



ANC TO MARCH AGAINST BANKS

Party to protest against alleged rand manipulation and discrimination against black clients

WILLEM PHILLIPS
wphillips@star.co.za

THE ANC in KwaZulu-Natal has called for the cancellation of the services of the banks that were involved in the manipulation of the rand and the overvaluing of black currency.

At a media briefing yesterday, the party said it would organise a "march" to fight the economic sabotage by the banks and demanded that the government ensure the success of the march.

Reacting to the latest news that the Western Cape High Court had ruled in favour of the banks, the ANC said it was determined to continue its fight against the banks.

The march will be held in Durban on February 1, 2024, at 10am. The march will start at the Durban City Hall and end at the Durban Convention Centre.

The march is part of the ANC's "Operation #R1000" campaign, which aims to expose the banks' manipulation of the rand and the overvaluing of black currency.

The march is also a protest against the banks' discrimination against black clients and their failure to provide basic services to the poor.

The march is being organised by the ANC's KwaZulu-Natal branch, led by Mkhosi Wozi. The march is expected to attract thousands of participants.

The march is a call to action for the people of KwaZulu-Natal to stand up against the banks and demand justice for the poor.

organised by the same banks. Millions of South Africans have been affected by the banks' manipulation of the rand and the overvaluing of black currency.

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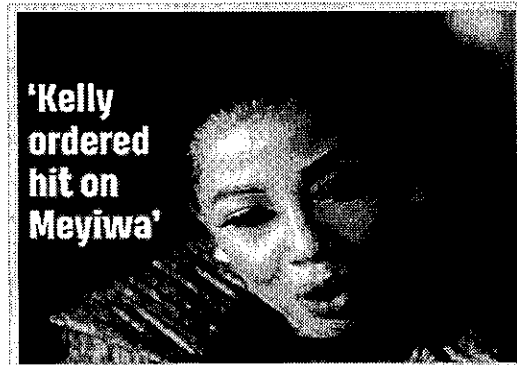
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Kelly's family has accused the police of covering up the murder of her son, Kelly, who was killed in a car accident in 2014.

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Defrauded man wants his R1.6m from bank

WILLEM PHILLIPS
wphillips@star.co.za

Details of how a doctor fell prey to a fraudulent scheme and lost more than R1.6 million from a bank account, following a court order that the bank should return the money.

The doctor, who is now in his 60s, had been a member of the bank's "wealth management" service for several years.

The doctor had been advised by the bank's financial adviser to invest his money in a "structured investment vehicle" (SIV).

The SIV was a complex financial product that the doctor had not fully understood. He had been told that it was a "safe" investment.

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21) The ANC, the government of the day, sees it fit to protest against the banks good deeds? No the government is protesting about the criminality of the banks, including ABSA.

22) The matter between ABSA and Mr. JOHANN ROODT revolve around fraudulent court orders utilised to liquidate his and other companies in an organised

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criminal syndication. Upon receipt of ABSA's Notice of Motion, I did a bit of research and discovered in the 2017/2018 Judiciary Annual Report emanating from a meeting chaired by the Judge President posted in the Government Gazette resulted in a resolution that the DCPI (HAWKS) investigate the national prevalence of fraudulent courts orders as this was identified as a threat to National Security.

- 23) To the layman this indicates that there must be an industry churning out a plethora of fraudulent court orders to warrant a meeting at this level of government.
- 24) Adding fuel to this fire are statements by Chief Justice Raymond Zondo, the State President as well as the public confession made by Mario Ramos, a former Chairperson of the board of ABSA, confessing to ABSA's / BARCLAYS involvement in the manipulation of the Rand, essentially, confirming syndicated organised crime subject to international criminal laws and I mention, RICO (Racketeering and Corrupt Organisations Act).
- 25) Recent amendments to the **POCDATARA Act 33 of 2004** potentially places bank employees, local and internationally in a position to face international terrorism charges as manipulating a nation's currency is nothing less than treason and terrorism, threatening the financial stability and sovereignty of South Africa, being a democratic country.
- 26) In April 2023 an unprecedented Memorandum, sent to the President, CYRIL RAMAPHOSA, signed by five governments, namely, Germany, the UK, the



USA, the Netherlands and Switzerland, warned the government to take a clear, unqualified and manifest political commitment to the rule of law and make clear moves against corruption, which our government chose to ignore, regardless of potential consequences to the country and innocent citizens.

Germany, the UK, and the USA have sent an 'unprecedented' letter to Ramaphosa – here's what it said

Ryan Brothwell · 3 Feb 2019

The governments of Germany, the United Kingdom, the USA, the Netherlands and Switzerland have written to the presidency through their missions in Pretoria, warning that South Africa needs to make clear moves against corruption.

Speaking to the Sunday Times, an official in the presidency said that the move was 'unprecedented' as foreign countries typically only step in when governments violate their laws or commit human rights violations.

The memorandum – signed by all five countries – states that there should be a 'clear, unqualified and manifest political commitment to the rule of law, the independence of the judiciary and to honest and ethical business practices'.

JOHANNESBURG (Reuters) - South Africa expressed disappointment on Sunday after the United States and other Western powers wrote to President Cyril Ramaphosa urging him to tackle corruption, and said those countries had breached diplomatic protocol.

The Sunday Times newspaper reported that the United States, Britain, Germany, the Netherlands and Switzerland, had sent a joint memorandum to Ramaphosa through their diplomatic missions in Pretoria to warn that foreign investment was at risk unless South Africa takes tangible action against perpetrators of corruption and other serious crimes.



- 27) I fail to understand why I, being a concerned senior citizen, am cited after my 20 months of silence, whereas the principal content of an over 250 page Founding Affidavit and annexures, is aimed at Mr Roodt, who has all the facts and this entire ABSA matter should be aimed at the first and second respondents in my view.
- 28) I, and the public, further fail to understand why ABSA have not had their day in court with Mr. ROODT, despite him being vocal in his stance towards ABSA, as I know ABSA have been threatening to do so for the past seven years, since 2016. The fact that neither ABSA bank nor BARCLAYS, nor, for that matter, Webber Wenzel's attorneys, Mr. DARIO MILO and Mr. MARTHINUS JANSE VAN RENSBURG, have **not** actioned their earlier, blustery brave threats made against Mr. ROODT and IG World Network, after several threats, supports my view that I am being unlawfully targeted by the applicant, clearly acting on instructions to attempt to unlawfully prevent the only lawful outcome which I submit, is intentional aiding and abetting and concealment of acts committed under the various Acts mentioned in the criminal charges against Mr. Steven Palmer in Annexure A.
- 29) There is no reason for me to answer the balance of the Founding Affidavit as I've committed no crime, no insult, no offence and acted out of public interest on information readily available in the public domain, within my human rights.
- 30) I attach a recognised forensic investigator, MR. IZAK DUVENHAGE's Affidavit for the above Honourable Court to gather more insight into the ROODT / ABSA matter evidencing the high level of fraud and corruption that was reported to GENERAL GODFREY LEBEYA (an Advocate with a Masters of Law Degree (LLM)) as the Head of the DCPI (HAWKS) who concurring in the presence of



both Mr. ROODT & Mr. DUVENHAGE confirmed the findings of ABSA's fraudulent court orders by none other than the previous Head of the Asset Forfeiture Unit, Advocate Willie Hofmeyer.

PLEASE VIEW ANNEXURE "B"

- 31) In view of the banking lawlessness it is reasonable to deduce from evidence published, the consensus is, Mr. Roodt is simply another victim of judicial & Organised Banking Crime.
- 32) I trust that the above Honourable Court has been given a deeper insight into the background evidencing ABSA's desperate attempt to obtain a gagging order against me, in an attempt to silence Mr. ROODT and IG TV World Network.
- 33) I suspect Mr. STEVEN PALMER and Webber Wentzel Attorneys have a far more nefarious plan in targeting me by serving papers on me only, and that again, is simply known in the trade as, **A STRATEGIC LAWSUIT AGAINST PUBLIC PARTICIPATION (SLAPP)**, an expensive and costly lawsuit against a person to prevent them from speaking out, and in so doing scare anyone else from speaking out, and in so doing abusing the legal processes to advance their own agenda.
- 34) I submit that I am being used as an example scape goat and a soft target, in obtaining a precedent in the hope that it will be the end of public criticisms against the banks in any Court of law, locally as well as abroad, in disregard of our right to freedom of speech as guaranteed in the Constitution of this country.




- 34) I humbly request the Honourable Court to pause here and consider the matter before this Court as ABSA is trying to gag me when there are so many instances of their foul play in the international and local press, may I say, evidenced unwholesomeness, not only for being fingered for funding international terrorism, conflated with the Head of Absa Legal committing legal fraud in his Founding Affidavit to get me into court for a letter I wrote almost 2 (two) years ago cautioning ABSA & BARCLAYS external auditors of a share price collapse is now somehow seen as damaging to their reputation, What reputation?
- 35) As a lay litigant, I submit on the basis of the already heinous assault on me, the Honourable Court should dismiss applicant's action and relief sought with damages and costs. The Honourable Court is already burdened with enough paper to see through the duplicity of this application, and to allow this matter to continue in the High Court, would appear to be a waste of the Honourable Court's time.

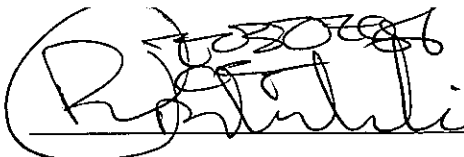
Dated at Sandton on this 12th day of February 2024.



HENRY WILLIAM McCARTER

I, hereby certify that the deponent has acknowledged that he knows and understands the contents of this affidavit, has no objections to taking the prescribed oath, which is binding on his conscience which was signed and sworn before me, the Regulations contained in the Government Notice No. R1258 of the 21st July 1972 as amended by Government Notice No. R1648 of the 19th August 1977 having been complied with.

COMMISSIONER OF OATHS


R. Sigwili

PRINTED NAME:

Ruan Contonck

RANK & SERVICE NUMBER:

Constable, 7030706

LOCATION:

Sandton

TO:



THE REGISTRAR
THE JOHANNESBURG HIGH COURT

AND TO THE FOLLOWING:

Mr. Dario Milo

Webber Wentzel Attorneys
90 Rivonia Road Sandton 2196

Email: dario.milo@webberwentzel.com

Mr. Steven Palmer

Head of ABSA Legal Services
ABSA Bank Limited
15 Troye Street, Johannesburg

Email: steven.palmer@absa.africa

**ABSA & BARCLAYS EXTERNAL AUDITORS
ERNEST & YOUNG LONDON UK & SA**

Email: Noluthando.i.sigwili@za.ey.com



Mr. Johann Roodt

Hornet Forensic Prosecutions

Email: Care of: Info@HornetForensicProsecutions.co.za

Mr. Mandla Dlamini

IG Network

Email: pmdlamini25@gmail.com

Ms. Nosiviwe Mapisa-Nqakula,

The Speaker of the National Assembly,
Parliament Street, Cape Town,

Email: speaker@parliament.gov.za

Advocate Kholeka Gcaleka

The Public Protector

Email: Kgcaleka@publicprotector.gov.za

Honourable Minister Ronald Lamola

The Chief Justice

Email: cphiri@justice.gov.za

Mr. Jerome Joseph Maake

Chairperson of Joint Standing Committee on Intelligence

Email: jmaake@parliament.gov.za

Mr. Gratitude Magwanishe

Chairperson of Portfolio Committee on Justice

Email: gmagwanishe@parliament.gov.za

Adv General Godfrey Lebeya

Head of the DCPI Hawks

Email: lebeyag@saps.gov.za



Major - General Makinyane

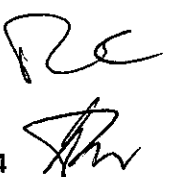
Head of Serious Crime & Corruption

Email: MakinyaneM@saps.gov.za

Ms. Alutho Sombex

Secretariat of the Joint Standing Committee of Intelligence

Email: asombex@parliament.gov.za

Two handwritten signatures are present in the bottom right corner. The top signature is a stylized 'RC' and the bottom signature is a more complex, cursive mark.

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AA 1-108

AFFIDAVIT

I, the undersigned,

HENRY WILLIAM McCARTER

SOUTH AFRICAN POLICE SERVICE
CLIENT SERVICE CENTRE SANDTON
2024 -02- 09
KLIENTE DIENSSENTRUM SANDTON
SUID-AFRIKAANSE POLISIEDIENS

take oath and state: -

1. I am an adult male, a senior citizen, 73 years, with South African Identity Number 5109155553088, the Ambassador of the State of the African Diaspora and reside at Toneel Road, Morningside Sandton. My email is HenryMc@afirilegal.com with mobile number 082 491 6728.
2. I am forced to depose to this Affidavit as a lay litigant, with no legal representation.

THE PURPOSE OF THIS AFFIDAVIT

3. To register South African criminal charges, relying on, *inter alia*:

- 3.1. The Criminal Procedure Act, (Act 51 of 1977);
- 3.2. The Financial Intelligence Centre Act (Act 38 of 2001);
- 3.3. The Prevention of Combating of Corrupt Activities Act (Act 12 of 2004);
- 3.4. The Prevention of Organised Crime Act (Act 121 of 1998)
- 3.5. The Protection of Constitutional Democracy Against Terrorist and Related Activities Act, 2004 (POCDATARA)
- 3.6. Older Persons Act 13 of 2006;

3.7. The Prevention of Combating of Torture of Persons Act, (Act 13 of 2013);

To register Foreign Criminal Charges, relying on, *inter alia*:

3.8. The Foreign Corrupt Practices Act

3.9. The Global Magnitsky Act.

3.10. The Racketeer Influenced and Corrupt Organisations Act (RICO);

3.11. The Patriot Act;

4. THE SUSPECT

4.1. **MR. STEVEN PALMER:**

ABSA Bank Limited

15 Troye Street, Johannesburg.

Email: steven.palmer@absa.africa

5. THE CRIMIINAL ACTS OF MR. STEVEN PALMER;

5.1 **THE FIRST CHARGE IS PERJURY:** emanating from the deponent's Founding Affidavit page 45, paragraph 75.3 stating "*each respondent was presented with irrefutable proof that Mr. ROODT's allegations are false*". To date I have never received any proof whatsoever and the deponent is now put to the proof to provide this "irrefutable proof" by way of an Affidavit with annexures and emails as would be expected when providing "irrefutable proof" on a matter as complex as the ROODT matter.

PLEASE VIEW 'FOUNDING AFFIDAVIT' page 45, para 75.3: EXHIBIT A

5.2 **THE SECOND CHARGE IS FRAUD:** It therefore follows that in making the above pejurious statement Mr. Steven Palmer, the deponent, has committed FRAUD; defined on the DCPI website as, "*It is the unlawful and intentional*

making of a misrepresentation which caused actual prejudice, or which is potentially prejudicial to another”, and I refer again to the deponent’s perjurious statement “each respondent was presented with irrefutable proof that Mr. ROODT’s allegations are false”. Which is a falsity and the definition of a falsity is, “a deliberate misrepresentational statement designed to cause as much damage as possible to another”. Fraud is any act or omission, including a misrepresentation, that knowingly or recklessly misleads, or attempts to mislead, a party to obtain a financial or other benefit”. Woe betide an officer of the court, fraudulently, perjurally and or misrepresenting “facts” in any Affidavit intended to be placed before the High Court or any Court for that matter.

5.3 THE THIRD CHARGE IS EXTORTION & BLACKMAIL: emanating from the deponent’s Founding Affidavit page 45 paragraphs 75.1 stating: *“ABSA can only hope that upon receipt of the application the respondents will recognize that their actions are unlawful etc, if they do not oppose, ABSA will not ask for costs against them”*. [There is no “them”, only me, as the other two respondents have not been served]. All this to blackmail and scare me, as Webber Wentzel are the biggest law firm in Africa with ABSA’s deep pockets funding them, intending to blackmail me into submission.

PLEASE VIEW ‘FOUNDING AFFIDAVIT’ page 45, para 75.1: EXHIBIT A

And, again on page 2 of the Notice of Motion paragraph 5: *“The respondents [me] are ordered to pay the applicant’s costs, including the costs of two senior counsel”*. Consider this threat in monetary terms, the costs of two senior counsel run at an estimated R100,000. [one hundred thousand ZAR] per day and the matter could run for two weeks or more. I am therefore being extorted

and blackmailed that if I oppose, I will pay well in excess of R3, 000,000 [three million ZAR] in legal and senior Counsel's fees.

This unlawful inducement to act in a manner dictated by the deponent is subject to Section 34 of the POCA Act, 2004 [Act 12 of 2004] and I quote verbatim from the DCPI website, "*by intentionally and unlawfully subjecting that person to pressure which induces him to submit to the taking*".

PLEASE VIEW 'NOTICE OF MOTION' page 2, para 5: EXHIBIT B

5.4 The FOURTH CHARGE IS PSYCHOLOGICAL ABUSE: in terms of the Older Persons Act, 2006:

Chapter 1, Section 2[a][b], "*Maintain and promote the status, well-being of older persons*" and **Section 2[b]**, "*Maintain and protect the Rights of older persons*".

Section 3[c] *psychological abuse: "degrading or humiliating conduct towards an older person including ridicule"*. I refer to page 2 paragraph 7 of the deponent's Founding Affidavit wherein the deponent states that I am the *self-styled Ambassador*", ridiculing me. Had Mr. Steven Palmer taken the time to google the website of the State of the African Diaspora he would note, I am the appointed Roving Ambassador. I have travelled the length and breadth of Africa meeting, Presidents, Ministers of Finance, Justice, Defence, Health, Economic Affairs, Agriculture, Kings, Speaker of National Assembly, Heads of Departments and eminent people. This I have done out of my aspiration to free Africa from slavery and colonialism, at my cost, since 2018. One has to ask, what has Mr. Steven Palmer ever done for Africa?

PLEASE VIEW 'FOUNDING AFFIDAVIT' page 2, para 7: EXHIBIT A

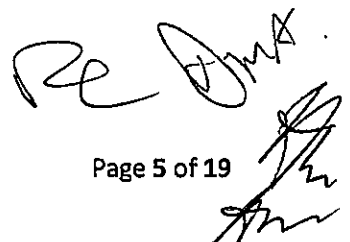
Section 3[d] [ii] Economic Abuse. "...the unreasonable deprivation of economic and financial resources which the older person requires out of necessity".

Section 4 [1] *The Rights that an older person has in terms of this Act, supplement the Rights that an older person has in terms of the Bill of Rights.*

Section 5 [3] [a] *"In any matter concerning an older person an approach which is conducive to conciliation and problem-solving should be followed, and a confrontational approach should be avoided".* The deponent's NOTICE OF OPPOSITION TO MEDIATION annexed hereto is clear evidence of the heavy-handed, bullying, and torturous manner in which the deponent and his ilk are employing against me, an older person, in an attempt to bankrupt and silence me, as I wrote and emailed one letter to ABSA & BARCLAYS external auditors in London almost two years ago and never considered ABSA again, although I read every report on ABSA's irregular banking practices and I have a duty to reference **Maria Ramos' public confession of ABSA and BARCLAYS** role in the **manipulation of the Rand** which served and continues to serve to impoverish South Africa, even the grandchildren of our grandchildren. Masses are being impoverished as we watch South Africa being destroyed on a continuous basis by corruption.

PLEASE VIEW 'OPPOSITION TO MEDIATION': EXHIBIT C

Section 5 [3] [b] *"a delay in any action or decision to be taken must be avoided as far as possible".* By the deponent not serving the Notice of Motion and Founding Affidavit on the first two respondents they are delaying the matter.

Re 
Page 5 of 19

Section 30, Prohibition of abuse of older persons. Section 30[1] *"Any person who abuses an older person is guilty of an offence". Section 30[3]: "Abuse includes psychological and economic abuse", as explained above.*

5.5 The FIFTH CHARGE IS TORTURE: in terms of the Prevention of Combating of Torture of Persons Act, (Act 13 of 2013);

Section 3: *"For the purposes of this Act torture means any act by which severe pain or suffering, whether physical or mental, is intentionally inflicted on a person – [a] for such purposes as to –*

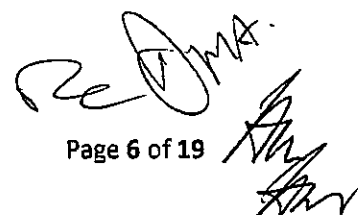
Section 3 [a] [ii] *"obtain information"*

Section 3 [a] [iii] *"intimidate or coerce him to do, or to refrain from doing".*

As a result of receiving this approximately 250 page Notice of Motion, Founding Affidavit and annexures from Mr. Steven Palmer, I am suffering depression and am in therapy.

5.6 The SIXTH CHARGE IS POTENTIALLY ATTEMPTED MURDER: It is common knowledge in the trade that litigation at this level [High Court and millions of Rands of legal fees hanging, like the sword of Damocles, over the head of any poor bastard] for a 50 year old male, results in an early death, through stress, anxiety and depression, how more so, a 73 year old? I believe this is the intention, to wear me down into an early grave.

The conspirators are in fact committing professional suicide, 'tickling the lion's ball's with a very short stick', with this current legal assault.


Page 6 of 19

My further statements will give the reader a deeper insight into the background evidencing ABSA's desperate attempt to obtain a gagging order against me, in an attempt to silence Mr. ROODT and IG TV World Network.

I suspect Mr. Steven Palmer and Webber Wentzel have a far more nefarious plan in targeting me by serving papers on me only, and that again, is simply known in the trade as, **A STRATEGIC LAWSUIT AGAINST PUBLIC PARTICIPATION [SLAPP]**, an expensive and costly lawsuit against a person to prevent them from speaking out, and in so doing scare anyone else from speaking out. Their plan is to attack me, obtain a precedent and that'll be the end of public criticisms against the banks in any South African Court.

This entire lawsuit impinges on my Constitutional Right of Freedom of Speech and brings with it other remedies, I therefore caution Mr. Steven Palmer from proceeding down this career ending, fatal precipice.

CONCLUSION:

- 5.1. The service of the legal papers on me by Mr. STEVEN PALMER is intended to blackmail me into submission into accepting his attempt to conceal the alleged organized crimes claimed by ROODT.
- 5.2. To deceive and scare me into believing that the other Respondents were also served with the Court papers, as at 7th February 2024, [21 court days after serving on me] I am aware that the other Respondents have not been served, displaying ABSA's desperate deception.
- 5.3. It is clear that I cannot be legally liable for the demands that Mr. Palmer is abusing and blackmailing me for, utilising predatory bullying tactics

and abusing his exceptionally powerful Head of Legal position within ABSA Bank, which seems consistent with Johann ROODT's accusations.

- 5.4. If Mr. Palmer and the taskforce of immensely well-funded and experienced legal counsels within ABSA & BARCLAYS Banks, as well as Webber Wentzel wish to extinguish, once and for all, the brutally blunt and confrontational public accusations of ROODT, the matter seems easy to resolve by, *inter alia*, following the legal steps ROODT sets out in:

PLEASE VIEW 'SUMMARY OF ROODT CASE': EXHIBIT D

6. I consider it my duty, as a traumatised citizen of this nation to create international awareness before this country is further destroyed as it is already deemed a lawless failed state. People like me are trying to prevent the collapse of South Africa.
7. It seems certain that ROODT and IG World Network will join in and lay criminal charges of their own. It is openly circulating on various platforms that ROODT and foreign agents/investigators have been collaborating for a protracted period in accumulating and cross-referencing the evidence, in order for criminal charges to be filed outside of the South African jurisdiction, as well as inside South Africa.
8. The fact that neither ABSA bank nor BARCLAYS, nor, for that matter, Webber Wenzel, Mr. Darloa Milo and Mr. Marthinus Janse van Rensburg, have actioned their earlier, blustery brave threats made against ROODT and IG World Network, after several threats, supports my view that I am being unlawfully targeted by the accused, clearly acting on instructions to attempt to unlawfully prevent the only lawful outcome. This, I submit, is intentional aiding and

abetting and concealment of acts committed under the various Acts mentioned herein.

9. **Mr. Dario Milo and Mr. Kuhle Mavuso** are herein cited as suspects in that they are also subject to the law and Acts listed above. No one is above the law. Several precedents will be cited in supplementary Affidavit/s, wherein it was ruled that ANY legal practitioner, whether acting for or against any party, who is aware of misrepresentations or that fraud was committed in any matter, have been ruled as guilty of crimes. It is tantamount to joining in and advancing the Organised Crime Syndicates agenda of self-enrichment and impoverishment of the masses.
10. If the two cited suspects were not guilty of these allegations, it was their lawful duty, as Officers of the Court to investigate the accusations and allegations of ROODT and advise their client, ABSA to ethically engage ROODT and his associate investigators, to ethically peruse the very simple, easy to understand, documents emanating from the Office of the Chief Justice itself, and conclude that the purported court orders are fraudulent, on the very version of the documents placed in the public domain by the Office of the Chief Justice.
11. I am informed that the investigations and 'findings' by the Forensic Auditor Vuyisili Gazi and Renako Mabunda, the Chief Director: Audit and Forensic Investigations in the Office of the Chief Justice, has exposed both of them, and that Department, and by extension, the very Office of the Chief Justice, as manifestly corrupt. I state this confidently as, for example, the report stated in paragraph 4.7 that at the Grahamstown High Court at the time of issuing the court orders in question were not utilising the directed lawful procedure of placing the judiciary logo or letterhead on their Court orders, instead were embossing a seal on the 'original' Court Orders given to parties in the matters.

This files directly and bluntly against recorded lawful procedure placed in the public domain by the very Office of the Chief Justice *in 2017, prior* to this 'investigation'. Attention is drawn to:

11.1. The Judiciary Annual Report 2017/2018, page 40 extracted and attached. This was GAZETTED.

11.1.1. (d). Court Order Integrity Committee

(i). Terms of reference and purpose:

"At the meeting of the NEEC, concerns were raised about the prevalence of fraudulent activities relating to court orders at both the Superior and Magistrates' Courts. This is a serious threat to access to justice and undermines the very integrity of the judicial system and the public confidence in the courts. A fraudulent court order in the wrong hands can cause great injustice and harm".

11.1.2. *"The committee was also mandated to investigate the possibility of educating the public on court processes and creating public awareness on the steps that must be taken to eradicate these fraudulent practices".*

11.1.3. (ii) Composition

'Judge President D. Mhlambo chairs the committee and the following members were appointed to the committee:

- A representative of the Heads of Court:
- The Chairperson of the NOC:
- A Representative of the leadership of the Magistracy:
- A Representative of SAPS:

- OCJ officials:
- A Representative of the DoJ & CD:
- Representatives of the organised legal profession:
- A Representative of the NPA:

11.1.4. (iii). Resolutions, achievements and actions

'Considering the significant impact fraudulent court orders have on access to justice in society, as well as the syndication of activity aimed at the undermining the integrity of court orders, the committee engaged both the SAPS and the Directorate for Priority Crime Investigation (DPCI) on the issue.

As a result, the production of fraudulent court orders was identified as A NATIONAL PRIORITY OFFENCE and the DPCI was tasked with the investigation thereof.

To the layman who has had sight of a plethora of fraudulently obtained and issued court orders, one could be forgiven for viewing this national situation where fraudulent court orders are identified as a NATIONAL PRIORITY OFFENCE, as a common, every day, *modus operandi* of an industry churning out fraudulent court orders.

The Committee further recommended:

- the introduction of a court order template with standard identifying features and use of the judiciary emblem
- The use of the Judiciary emblem
- A Unique court stamp with unique features that prohibit fraudulent duplication was designed (past tense) for use at ALL Superior Courts.

- These recommendations were (past-tense) approved by the Heads of Court and has since been implemented (past-tense in 2017)

12. I raise the Media Statement placed in the public domain by Mr. Nathi Mncube, Chief Director: Court Administration and Spokesperson for the RSA Judiciary.

This was issued by and on behalf of the Office of the Chief Justice

12.1. Attention is drawn to the fact that this Media Statement was issued on 2 February 2017, BEFORE the alleged rampant fraudulency claimed by ROODT in his world-wide interviews.

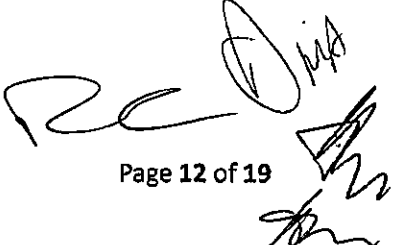
PLEASE VIEW 'MEDIA STATEMENT': EXHIBIT E

12.2. It states, inter alia that:

13.3.1. Members of the public are urged to ALWAYS to verify the authenticity of the court from which it was allegedly issued. (ROODT stated that he has done so, and his team then exposed the Chief Registrar and her Registrars as complicit in also concealing the fraudulency, implicating ALL in Syndicated Organised Crimes, consistent with the indications of fraud identified by the Office of the Chief Justice itself, on its own version, made public and GAZETTED)

13.3.2. "However, there are a number of things that an individual can look out for that can help ascertain the authenticity of a court order":

- The order **WILL** have the emblem of the Office of the Chief Justice affixed to the top of it.


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- (OLDER orders will have the Coat of Arms emblem affixed to it. This does NOT apply to the numerous fraudulent orders claimed by ROODT, as these alleged orders are dated AFTER 2017)
- The DATE STAMP of the Court **WILL** be affixed, (ROODT has demonstrated that this is **NOT** the case in his 'orders')
- The Court seal **WILL** be affixed to the order. (This ROODT has openly challenged everyone seized in his matters on, including his own legal team, accused as gang members for the syndicates).
- **IT IS A CRIMINAL OFFENCE FOR ANYONE TO ISSUE A DOCUMENT THAT PURPORTS TO BE A COURT ORDER IF IT HAS NOT BEEN ISSUED BY A JUDGE.**

From the above, it seems patently obvious that ROODT is perfectly correct, and has *prima facie* evidence that is consistent with the published documents indicative of his purported orders being fraudulent, on the version of the Office of the Chief Justice itself.

13.3.3. I attach the purported court orders in the four ROODT Group matters. These are freely available and are believed to be before Webber Wentzel's attorneys in this matter.

PLEASE VIEW '4 COURT ORDERS': EXHIBIT F

13.3.4. Section 12 of the Code of Judicial Conduct read with the media Report of the Office of the Chief Justice and the gazetted Annual Judiciary Report is sufficient evidence for any reasonable

person to conclude, that ROODT is totally correct in his public accusations of criminal foul play.

PLEASE VIEW 'JUDICIAL ANNUAL REPORT': EXHIBIT F2

13.3.5. This then raises the question: how long will it take before citizens do not accept the courts, as the relevancy of the Hawks, SAPS and the NPA are already under question?

14. Justice demands that these banks be liquidated, their assets seized, and the persons implicated have their assets seized by the Asset Forfeiture Unit and made available as compensation to the thousands of victims alleging similar predatory unlawful plundering of their assets, as alleged by ROODT and fast-growing numbers of victims now finding courage to come forth and make an open stand against corruption.
15. **Report: Chief Director: Audit and Forensic Investigations: Office of the Chief Justice.**

15.1. I attach the report signed by Mr. Ranako Mabunda. It is damning beyond belief. One can only now form a picture of the unfolding exposure of just how completely the judiciary, legal profession, banks, liquidation industry, and officers of the courts are implicated and exposed by ROODT and his teams inside and outside of South Africa.

PLEASE VIEW 'REPORT CHIEF DIRECTOR': EXHIBIT G

15.2. I am aware ROODT and his team are formulating criminal charges against Mr. Ranako and Mr. Gazi, accused of concealing, aiding and abetting, and more.

15.3. In my view, ABSA , BARCLAYS, The Chief Director: Audit and Forensic Investigations, also implicating the Office of the Chief Justice and Chief Justice Raymond Zondo, is DAMNING and irrefutably demonstrated as also corrupt and part of syndicated Organised Crimes, by the very fact that ABSA, Dario Milo and Webber Wentzel are in possession of this corrupt report. It is obvious that this is a confidential report between the Office of the Chief Justice and Roodt.

15.4. The mere fact that this confidential report was known by others, and supplied to ABSA and Webber Wentzel, is viewed as the making known of private and personal information not lawfully to be in the possession of ABSA, its officers within ABSA's legal department, and more. I aver that this is prima facie proof that these persons and entities unlawfully conspired with one purpose in mind: to aid and abet in these crimes and, even more disturbingly, to conceal and prevent these crimes from becoming public. This is consistent with ROODT'S accusations. No reasonable person can draw any other conclusion.

15.5. Mr. Renako Mabunda and Mr. Vuyisili Gazi clearly abused their powerful positions and were induced by all gang members to act criminally, in concert with all gang members and entities.

The public should applaud ROODT, whistle-blowers, and others in exposing South Africa as a failed state. The international community appears to be awakening to the fact that South Africa is on the brink of collapse through lawlessness and corruption.

15.6 I demand a full and further investigation by the DCPI, The Director General, Minister of Justice and I reserve the right to amplify my charges herein, and to depose to supplementary Affidavit/s and to file Exhibits.

15.7 It is high time to make the public aware of the accusations and allegations of ROODT in the interest of justice and for the education and awareness of all of South Africa, and the Global community, the shareholders of these banks, and more.

15.8 Attached is an article carried in the Daily Maverick, dated 9 November 2023. It opens with these words:

President Ramaphosa's dialogue on building a corruption-free SA and his statement that the fight against corruption is gaining momentum, is a sentiment NOT shared by Chief Justice Raymond Zondo.

The heading of the article states: "LEVELS OF CORRUPTION HAVE REACHED COMPLETELY UNACCEPTABLE PROPORTIONS", SAYS CHIEF JUSTICE RAYMOND ZONDO.

PLEASE VIEW 'ZONDO REPORT': EXHIBIT H

16. I have appointed the Hornets Investigative Team to assist in the criminal proceedings to follow, as ROODT is mandated by General Lebeya, the Head of the DCPI, to also investigate, formulate further criminal charges, and ensure criminal prosecution by private criminal prosecution if need be. I am aware that ROODT has been reporting to General Lebeya and several other DPCI Generals via WhatsApp and emails.
17. I believe the average person will view the failure of the Hawks, the National Prosecuting Authority, Chief Justice Zondo, the Minister of Justice Lamola, and State President Ramaphosa as contraventions of the POCDATARA Act, in that failure to act aggressively, as a matter of NATIONAL SECURITY, address and resolve these accusations, (supported by *prima facie* evidence), as gross and criminal transgressions of this Act, by omission, with full knowledge of the facts,

and conflated with ABSA / BARCLAYS & Mario Ramo's confession of their manipulation of the Rand, may well be viewed globally as an internal Act of terrorism against the state of South Africa and ALL of it's citizens. ***The International Community will not come to any other conclusion.***

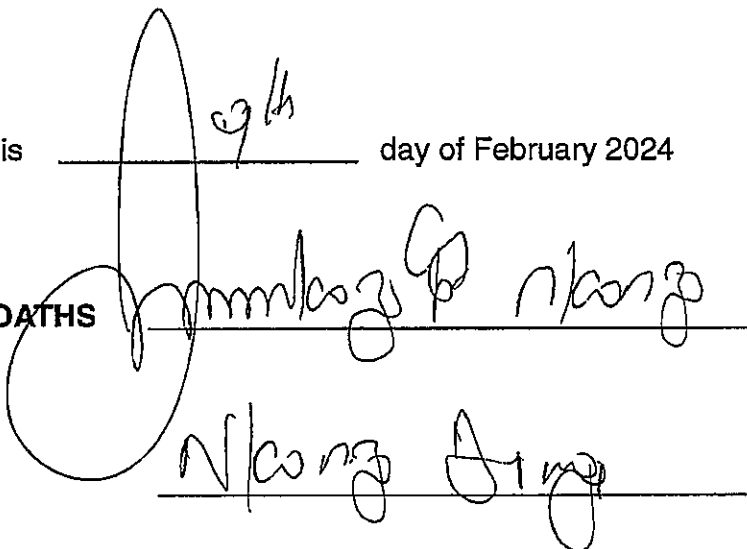
HENRY WILLIAM McCARTER



I, hereby certify that the deponent has acknowledged that he knows and understands the contents of this affidavit, had no objections to taking the prescribed oath which is binding on his conscience which was signed and sworn before me, the Regulations contained in the Government Notice No. R1258 of the 21st July 1972 as amended by Government Notice No. R1648 of the 19th August 1977 having been complied with.

Dated at Sandton on this 9th day of February 2024

COMMISSIONER OF OATHS



PRINTED NAME:

Nkong Ding

RANK & SERVICE NUMBER:

Captain

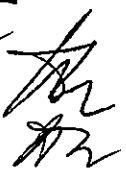
LOCATION:

Sandton Sp

TO:

THE REGISTRAR
THE JOHANNESBURG HIGH COURT

SOUTH AFRICAN POLICE SERVICE
FIREARM REGISTRATION CENTRE SANDTON
2024 -02- 09
VUURWAPEN REGISTRASIE SENTRUM SANDTON
SUID-AFRIKAANSE POLISIEDIENS



AND TO THE FOLLOWING:

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90 Rivonia Road Sandton 2196

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Mr. Steven Palmer

Head of ABSA Legal Services
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Mr. Johann Roodt

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Mr. Mandla Dlamini

IG Network

Email: pmdlamini25@gmail.com

Ms. Nosiviwe Mapisa-Nqakula,

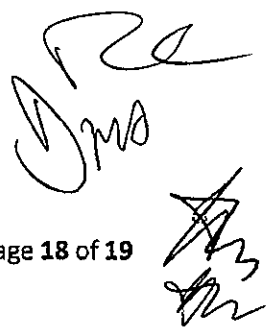
The Speaker of the National Assembly,
Parliament Street, Cape Town,

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The Public Protector

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Honourable Minister Ronald Lamola

The Chief Justice

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Mr. Jerome Joseph Maake

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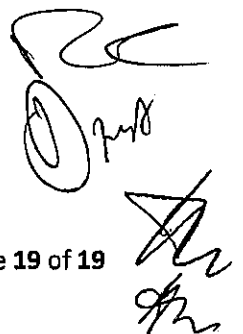
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EXHIBIT A

IN THE HIGH COURT OF SOUTH AFRICA
(GAUTENG LOCAL DIVISION, JOHANNESBURG)

CASE NO.

In the matter between:

ABSA BANK LIMITED

Applicant

and

HERMANUS JOHANNES ROODT

First Respondent

IG WORLD NETWORK

Second Respondent

HENRY WILLIAM MCCARTER

Third Respondent

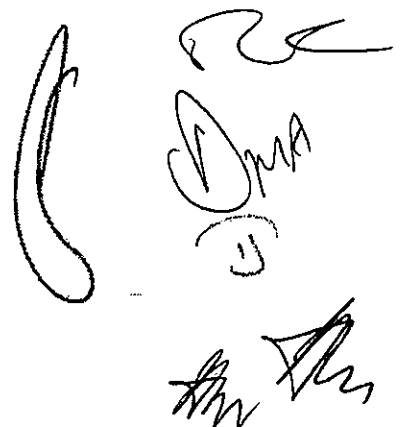
FOUNDING AFFIDAVIT

I, the undersigned

STEVEN PALMER

do hereby make oath and say that –

1. I am employed by the applicant, ABSA Bank Limited ("Absa"), in the position of the Head of Litigation: Group Legal. I am duly authorised to depose to this affidavit on behalf of Absa.
2. The facts contained in this affidavit are, save where the contrary is stated or is apparent from the context, within my personal knowledge, and are, to the best of my knowledge and belief, true and correct.

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3. Any legal submissions are made on the advice of Absa's legal representatives, which I believe to be correct.

THE PARTIES

4. The applicant is Absa, a public company with limited liability, duly incorporated in South Africa with registration number 1986/004794/06, a registered bank and authorised financial services and credit provider, with its principal place of business situated at 7th floor, Absa Towers West, 15 Troye Street, Johannesburg.
5. The first respondent is **HERMANUS JOHANNES ROODT**, an adult male businessman ("Mr Roodt"), residing at 53 Kindlewood Drive, Kindlewood Estate, Mount Edgecombe, 4302.
6. The second respondent is **IG WORLD NETWORK**, an entity which broadcasts "*news and sports videos*" on its YouTube channel ("**IG World**"), with its principal place of business at 1st Floor, 61 Katherine Street, Sandton, Johannesburg.
7. The third respondent is **WILLIAM HENRY MCCARTER**, an adult male whose precise occupation is unknown ("Mr McCarter"). Mr McCarter is the self-styled "*Ambassador, Chairman and SADC National Peace Commissioner*" of an organisation called the "*People's Freedom Council Southern Africa*", with its principal place of business at 955 Toneel Road, Sandton, Johannesburg.

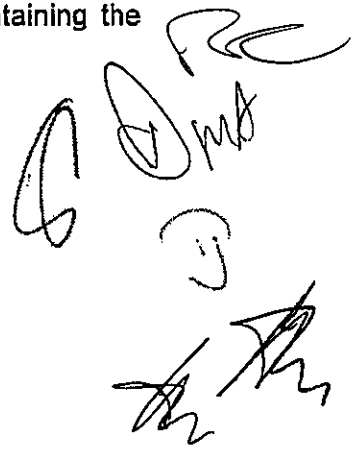
The block contains several handwritten signatures and initials in black ink. At the top right, there is a large, stylized signature. Below it, to the left, is a circular stamp or signature. Further down and to the right, there are more initials and a signature, including one that appears to be 'JH' and another that looks like 'R'.

JURISDICTION

8. This Honourable Court has jurisdiction by virtue of the fact that cause of action has arisen within the territorial jurisdiction of this Court, as the publications concerned were all accessed, received, read and viewed at Absa's premises in Johannesburg, including by me.

OVERVIEW

9. This application is about allegations that Mr Roodt has published repeatedly, to the effect that Absa fraudulently obtained court orders against his companies, and corrupted various attorneys, advocates and judicial officials to do so ("the allegations"). It also concerns the republication, broadcasting and endorsement of Mr Roodt's allegations by the other respondents.
10. The allegations are false, defamatory and unlawful. The evidence is clear and incontrovertible. There can be no bona fide dispute of fact about this.
11. Accordingly, Absa is seeking:
- 11.1 a declaratory order that the allegations are false and defamatory, and that it was and remains unlawful for the respondents to publish them;
- 11.2 a final interdict prohibiting the respondents from publishing the same or similar allegations about Absa in future;
- 11.3 a final interdict directing IG World to remove videos containing the allegations from its online channel(s) or platform(s).

A collection of handwritten signatures and initials in black ink, located in the bottom right corner of the page. The signatures are stylized and appear to be of various individuals, possibly legal representatives or the court clerk.

THE FACTS

12. On 26 November 2021, Mr Roodt published an email addressed to Mr Bruce Thornton, Absa's head of priority investigations and whistleblowing (a number of individuals were copied) containing inter alia the following statements. A copy of the email is attached as "FA1".

"... at the time of the purported liquidation Orders (Twelve in total), now proven fraudulent, never even having been in Court and presided over by any Judge."

"Maria Ramos had knowledge of the unlawful conduct of Absa Bank and senior officers at the time."

"In terms of Prevention and Combating of Corrupt Activities Act (12 of 2004), it is mandatory to report offences committed. Failing to report these, or rather, having failed to report, was committing more offences! Implicated persons and entities include Barclays Bank, Absa Bank, multiple High Court Judges and Court Officials, a very long list of attorneys and advocates, (Including my very own), Master of the High Court, Liquidators, Chief Registrars and Registrars of the High Courts, and more."

13. On 29 November 2021, Mr Roodt published another email addressed to Mr Bruce Thornton (a number of individuals were copied, including the National Director of Public Prosecutions) containing inter alia the following statements. A copy of the email is attached as "FA2".

"It is then self evident that you are/were one of the most senior specialist investigators, and certainly in a position of highest authority to investigate all information and confirmation of the rampant unlawful conduct now proven corrupt and fraudulent in the High Court of Grahamstown, in four matters – the alleged liquidations of four

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companies in the Australian/New Zealand/ Roodt Group of Companies."

"Two separate letters were drafted and sent, on my personal demand and instance, to inform Absa, the legal advisors, Absa Board of Directors, Absa Company Secretary Nadine Drutman and Andrew Johnston, as well as my own legal team and others, that there was no legal nexus to initiate legal action against my person and companies (It is clear that this was not acted upon by my own attorneys and Counsel, and that they are working in common unlawful purpose with Absa and the Syndicates. This is being dealt with, and they are listed suspects)."

"You, being the highly qualified Head of Priority Investigations, are now being openly confronted and called out to give explanation as to why Absa Bank relied on twelve (Now proven and accepted as) fraudulently manufactured purported Liquidation Orders of 4 companies, and litigation thereafter against me personally."

"Absa and its legal teams of the most intimidating legal 'enforcers' managed to unduly influence and seduce the various Judges and entire High Court staff involved, to act unlawfully, in complete unison with common purpose, to achieve the unlawful end results that destroyed more than 100 families, breadwinners and some 800 plus mouths fed. It has been demonstrated that Absa and others 'own' and control the civil Judiciary, and have indeed captured it."

"Being the highly qualified Head of special investigations for Barclays Africa, no doubt with the very best investigators under your direct command, you are personally are now openly confronted and called out to show why Absa Bank and Barclays bank as entities should not also be charged with 'a pattern of racketeering, fraud, corruption, uttering, money laundering, perjury, intimidation/blackmail, conspiracy to murder (being at least four cases with the same methods, targeted victims, modus operandi, 'enforcers', implicated co-suspects including

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several High Court judges). Concealing (Obstruction of justice, accessory after the facts?) The multiple unlawful acts is one thing, but being the actual ORIGINATORS and cause of the syndicated intentional unlawful acts is quite another, and nothing short of diabolically surreal! The severity and consequences of these acts could not possibly be exaggerated. I am not a legally trained person or Prosecutor, but it seems that PRECCA and Poca Acts can realise sentencing of between 20 and 30 years PER CASE, especially when consideration is given to the most aggravating facts by the perpetrators/ accused/suspects. It is my understanding now, that fraud/theft of R500 000 or more has a mandatory sentence of 15 years, according to the Criminal Procedure Act. (There are four!) That is not even taking into account all the other endless counts. It seems very, very serious indeed." [sic]

14. On 2 October 2021, Mr Roodt published an email addressed to Ms Shanitha Jaganath, the personal assistant to the Judge President of the KwaZulu-Natal High Court (a number of individuals were copied, including other members of the Judiciary and the Presidency) containing inter alia the following statements. A copy of the email is attached as "FA3".

"It is recorded, for your files going forward, that the fraudulent 'Order' (Four separate ones on four companies), used by Attorney Andrew Johnston and Absa Bank, were identified as fraudulent in March 2021 already."

15. As will be shown below, Mr Roodt's allegations (that Absa fraudulently obtained court orders against his companies and corrupted third parties to do so) are false, defamatory and unlawful.
16. Mr Roodt repeated the allegations in a video interview with Mr Connell Loggenberg which was published on Mr Loggenberg's Facebook page on

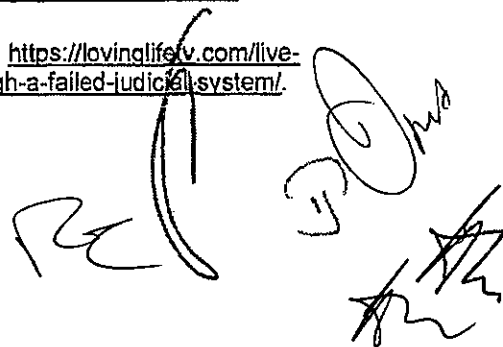
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29 May 2022.¹ The video is accessible by anyone with an internet connection, anywhere in the world. A screenshot of the video is attached as "FA4". At the time of deposing to this affidavit, the video has been viewed over 10 000 times.

17. Mr Roodt repeated the allegations yet again in an interview conducted with Loving Life TV, published on its website on or about 6 July 2022.² The video appears to have been taken down, but for at least one month was accessible by anyone with an internet connection, anywhere in the world.
18. To avoid overburdening this Court, copies of the transcripts of these interviews are not attached to these papers but can be made available to the Court should this be necessary.
19. One of the countless people who heard Mr Roodt's allegations was apparently Mr McCarter.
20. On 5 July 2022, Mr McCarter addressed a letter to Absa's external auditors, Ernst & Young ("EY"), with the following subject line: *MR. JOHANN ROODT OF LUBEX OILS AUSTRALIA AND FALSE COURT ORDERS ISSUED IN FAVOUR OF ABSA & BARCLAYS*. In this letter, Mr McCarter refers to the false and defamatory statements published by Mr Roodt. In the letter to EY, Mr McCarter inter alia requests that:

¹ The interview can be accessed at the following link: <https://www.facebook.com/Wakeupfrom/videos/conellloggenbergs-personal-meeting-room/5275659055826229/>.

² The interview was until recently accessible at the following link: <https://lovinglifetv.com/live-big-banks-in-south-africa-caughtdefrauding-their-clients-through-a-failed-judicial-system/>.

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"... the external auditor place cautionary notices in all major global newspapers advising shareholders that the evidence, until proven otherwise (an impossibility), clearly indicates that both ABSA & BARCLAYS are operating as an Organised Crime Syndicate which will impact on the share price and the public need to be protected from criminal elements managing and controlling ABSA & BARCLAYS."

21. Mr McCarter also refers to the 6 July 2022 broadcast on Loving Life TV and Mr Roodt's emails where Mr Roodt mentions that judges have no defence against their criminal behaviour in conspiring with the banks, and *"will have heart attacks, commit suicide and have uncontrollable bowel movements."*
22. A copy of Mr McCarter's letter is attached as **"FA5"**.
23. On or about 9 July 2022, IG World published on its YouTube channel a video interview between Mr Roodt and Mr Mandla Dlamini (**"Mr Dlamini"**), the CEO and founder of IG World (**"the interview"**).
24. The interview included the following exchanges between Mr Dlamini and Mr Roodt about Absa:

Mr Roodt

"Well, PetroSA did exactly what Absa did, and they manufactured fraudulent orders against one of the companies."

Mr Roodt

"All of what I'm telling you now unfolded in the issues of Absa bank, so there was no recourse or perceived recourse at the time that I could take insofar as PetroSA was concerned, but the Absa cases, when that was, and we discovered all of what I'm telling you now relating to fraudulent orders or authentic orders, and the stuff we had learned, that now brought out the

fact that, well, a lot of other cases including the PetroSA case..."

Mr Roodt

"And in order to achieve what I'm telling you now, everybody has to be included: the judiciary, the judges, the masters, the clerks, the chief registrars, the liquidators – everybody that's involved in the courts. The attorneys acting for, the advocates acting for, and the attorneys acting against and the advocates acting against. They all have to be complicit."

Mr Roodt

"I'm accusing judges of being complicit and attorneys and advocates and stuff of issues that wasn't even in court."

Mr Roodt

"It wasn't even in court at all. But the orders were fraudulently manufactured..."

Mr Dlamini

"But before we went to the break, Johann, I had to ask you about this, you know, agenda and this project called Project Spear, which is basically, we hear that is the banks that, you know, are now doing things that are untoward towards citizens in, not only in South Africa, but in the African continent. But let us bring it direct to your story with one, you know, financial institution."

Mr Roodt

"They are actually all, by definition, not by opinion, but by definition, they are actually organised crime syndicates."

Mr Roodt

"Now, I say so because all of what we're sitting here for was uncovered because of Absa, and at the time Barclays being involved, because they

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filed to sue four of the companies in our group. They had no, what we call legal nexus, to do so."

Mr Roodt

"So, now Absa goes after Fantastic View via, coincidentally attorney Andrew Johnston is now their attorney of record, bearing in mind that turned down the requested meeting with Charles Christodoulou, with Andrew Johnston and also with Gary van Wyk. Now, that didn't work and they didn't strongarm me, so of course, now Andrew Johnston, by some miraculous stroke of blind coincidence, happens to now be, of all the attorneys that act for Absa, Andrew Johnston happens to be the one."

Mr Roodt

"Then what happens is, it supposedly goes to court again on the 24th of July. Remember now, its four cases. Case numbers 5078/2016, 5079/2016, 5080/2016 and 5081/2016, Absa being the applicant in all four cases, against four of the companies in the group, including Fantastic View. I pay them, they go there, supposedly go there, allegedly goes there. Again allegedly, on the 14th of August, all four companies where it was told to me and purported to be, according to the orders that was furnished to me, or purported orders, that provisional liquidation had been granted in all four cases."

Mr Roodt

"Here's where it went wrong. Andrew Johnston himself, the letter is here, he goes and he attaches these four, what is now proven to be patently fraudulent court orders and sends the email with these fraudulent orders attached

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straight to the Judge President, Judge Mbenenge, and he basically says, you know what, we've learned that Judge Jeremy Pickering has retired and that, you know, the Judge President has to appoint another judge, because he's retired, to hear the appeal. Its surreal that an attorney can attach four purported, brazen fraudulent court orders like this to the Judge President himself, that doesn't have the judiciary emblem on."

Mr Roodt

"Because those three dates show that there was no court. So, the judge couldn't have been there, she couldn't have been there, nobody could have been there. There were not court cases on those dates."

Mr Roodt

"What I now understand to be is that Absa, the judiciary, the masters, the whole system, including the NPA and even, I will say the Hawks to a certain extent – of course, you can't say every Hawk, you can't say every prosecutor, you can't say that – but its safer to accuse the whole lot and then apologise to the one or two that are not so, but they're all implicated. They're all criminally implicated in terms of section 34 of the Prevention and Combating of Corrupt Activities Act – that includes every judge, every person that works in the court..."

Mr Roodt

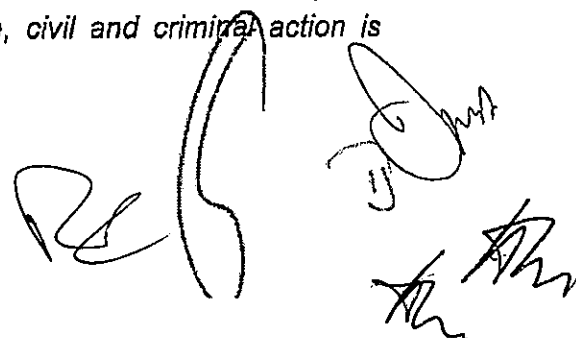
"How can you appeal something that never happened?"

(Underlining mine)

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25. The IG World interview is available at this link: <https://www.youtube.com/watch?v=-D864zaYWhA>. The video is accessible by anyone with an internet connection, anywhere in the world. At the time of deposing to this affidavit, the interview has been viewed over 7 100 times. I attach a screenshot of the video as it appears on YouTube as "FA6", and a transcript of the relevant parts of the interview containing the defamatory statements as "FA7". To avoid overburdening this Court, the complete transcript of the interview, which lasts one hour and 26 minutes, is not attached to these papers but can be made available to the Court should this be necessary.
26. The meaning of the statements is that the court orders are fraudulent. In addition, it is expressly or by implication alleged that Absa was involved in obtaining fraudulent court orders. It is true that Absa obtained the court orders. It is false that they were fraudulent. Mr Roodt knows this.
27. On 31 October 2022, Mr Roodt published an email addressed to approximately 151 legal professionals at Webber Wentzel (Absa's attorneys of record in this matter) containing inter alia the following statements. A number of other individuals were also copied. A copy of the email is attached as "FA8".

"The intention is to now place all recipients in the position to demonstrate moral integrity in the public domain or fail to do so. The listed allegations raised by Mr. Dalio [sic], after taking instructions from Absa Bank hereby escalated from allegations to accusations. They are not complete, and only in part. The full scope of the heinous crimes is being exposed far and wide, civil and criminal action is imminent."

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The cited recipients are all firstly citizens, and are all subject to criminal censure in all aspects, once aware of patent and serious crime. The attachments irrefutably incriminate Absa bank, its Board of Directors, Company Secretary Nadine Drutman, and numerous Absa legal counsel in heinous Organised crimes. These allegations developed into accusations. Absa, Barclays, and Shoprite, with their Boards and senior office bearers, were informed and kept apprised openly during the investigations that now "have them dead in the water".

The following points are pointedly raised, that if ignored, place the cited recipients and Webber Wenzel in the position of potentially concealing the crimes, potentially aiding and abetting, and /or obstruction of justice. It may well be that Absa has not yet disclosed these numerous frauds, Uttering, Perjury, and money laundering committed, and the perjury committed by several attorneys and advocates, the investigators of the Forensic Department of the Office of the Chief Justice, the Chief Registrar of the Grahamstown High Court, Liquidators Kurt Knoop and Dallie van der Merwe, Master Flip van der Wall and many others.

Absa Bank is the actual CAUSE of these heinous crimes that destroyed some 130 jobs, depriving the destitute dependents that are believed to number between 900 and 1000 of their very basic living substance.

1. Exhibits AE 21-37 are patently fraudulent purported court orders that Marthinus Janse van Rensburg cannot refute as such, but holds that they will be deemed authentic until a court rules otherwise. He and all others are accused of intentional concealment of these 12 crimes.

2. Exhibits AE 1-9 leave no doubt as to the fraudulent orders.

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3. All failed to report these crimes to the Hawks, incriminating all AND Absa and Barclays AND Shoprite Limited and a long list of others.

The banking licenses of Absa and Barclays will be demanded to be retracted, as Organised Crime syndicates CAUSING and INITIATING these crimes, in line with, inter alia, international Acts such as Racketeer Influenced Corrupt Organisations Act (RICO) and Foreign Corrupt Practices Act, and others.

It now remains to be seen if all the cited persons and Webber Wentzel will report the crimes, or attempt to conceal them, (claiming attorney/client privilege) and also be potentially implicated. It is understood that this will not fly, but we are willing to test it.

Marthinus JV Rensburg threatened legal action in his letter as far back as 30 March 2021. Mr. Dallo [sic] also did so in his letter of 22 July 2022. What can I possibly still do to actually have the pleasure of him getting his spine strengthened to go over to action-I [sic] and relish the thought of him, Absa, Barclays, Shoprite, and others filing these fraudulent orders in yet another new case, claiming they are authentic!

28. Mr Roodt repeated the allegations in a YouTube live video interview with Mr Scott Balson, the host of Loving Life TV on 20 January 2023. The Live Interview was titled: "LIVE: Shoprite-Africa's Biggest retailer-Implicated with ABSA and Barclays Banks in Organised crime" ("the Live Interview"). I attach a screenshot of the Live Interview as it appears on Rumble as "FA9". To date, the Live Interview has been viewed at least 85 200 times. To avoid overburdening this Court, the transcript of the Live Interview, which lasts one hour and 20 minutes, is not attached to these papers but can be made available to the Court should this be necessary.

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On 20 January 2023, it came to Absa's attention that Loving Life TV intended to host a live interview on its YouTube channel with Mr Roodt at 20h00 that evening ("the Advertisement"). The Advertisement also contained the name "Absa" and its logo alongside the words "Allegations of fraud". A screenshot of the Advertisement is annexed marked "FA10". Absa proceeded to contact Webber Wentzel.

29. Webber Wentzel, in addition to reporting the Advertisement to YouTube for defamation, and at 17h38 on 20 January 2023, addressed a letter of demand to Mr Balson, the host of Loving Life TV. A copy of the letter of demand (without annexes) is annexed marked "FA11". In the letter of demand, Webber Wentzel demanded on behalf of Absa that Mr Balson provide Absa with a written undertaking that he will not proceed with the intended broadcast of the Live Interview. No response to the letter of demand was forthcoming. The Advertisement has since been removed by YouTube and it is not clear how many times the Advertisement has been viewed. However, at the time of sending the letter of demand, the Advertisement had eight likes.
30. On 20 January 2023 at 18h57, Mr Roodt published an email addressed to Webber Wentzel, Loving Life TV, Ms Marlene Oosthuizen, Mr Mandla Dlamini and Ms Shamilla Pather containing *inter alia* the following statement. A copy of the email is attached as "FA12".

"Webber Wentzel was INVITED to act on their threats.

NO BALLS!"

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31. Enclosed to this email were the same documents enclosed to Mr Roodt's email of 31 October 2022 attached as "FA8".
32. On 20 January 2023 at 20h00, and despite the letter of demand, Mr Balson proceeded to host the Live Interview with Mr Roodt on the Loving Life TV website as well as on the Loving Life TV channel on an online platform called Rumble. The Live Interview is accessible at the following links: <https://rumble.com/embed/v242s60?pub=75zn/?autoplay=false> and <https://lovinglifetv.com/live-shoprite-africas-biggest-retailer-implicated-with-absa-and-barclays-banks-in-organised-crime/>. The Live Interview is accessible by anyone with an internet connection, anywhere in the world. I attach a transcript of the relevant parts of the Live Interview containing the defamatory statements as "FA13". To date, the Live Interview has been viewed at least 635 times. To avoid overburdening this Court, the complete transcript of the Live Interview, which lasts one hour and 20 minutes, is not attached to these papers but can be made available to the Court should this be necessary.
33. The Live Interview included the following exchanges between Mr Balson and Mr Roodt about Absa:

Mr Balson:

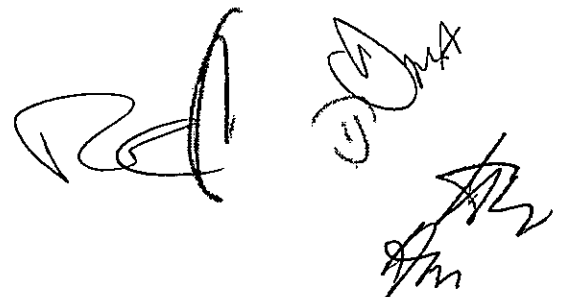
Let me tell you something. In the last 24 hours I have been approached by several other people who are also alleging fraud against Absa Bank and have requested a live stream. I will be happy to share their stories in the future, one way or the other.

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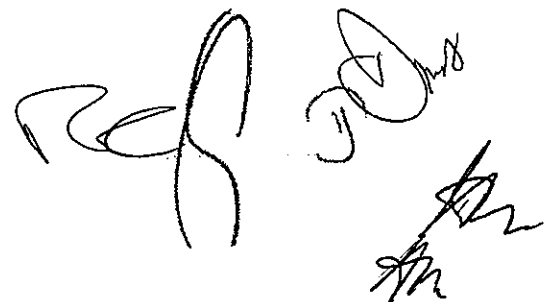
Mr Balson: *Now let's get straight into this Johann. Why do you accuse Shoprite of being implicated in organised crime?*

Mr Roodt: *Well, because they are and they've been confronted, all their board of directors have been confronted, they were part and kept apprised of the investigations in real time over a three year period, as was Absa Bank, Barclays Bank, Liberty Life and all attorneys and judges in that and they are guilty of organised crime and have been part and parcel not only in facilitating it, but also in being complicit to the cause of it in that they conspired together with a gentleman by the name of Charles Christodoulou and working with Absa, attorneys like Andrew Johnson and they plundered and unlawfully went after the assets of the Australian New Zealand group of companies.*

Mr Roodt: *Christodoulou, Charalambos Christodoulou from the company, he's got a lot of companies called Comde [?] had been targeting that building because he's got a very very close association with Shoprite and in fact, operates a few Shoprite branches and muscled in... he tried to muscle*

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the building away from us and when that didn't work, he solicited and worked with his connections, Andrew Johnson, who's one of the Shoprite heavy... not Shoprite, Absa heavy hitters, and with the people in Absa Bank, people like Liz van der Walt, Heike Mayer, Marthinus Janse van Rensburg, Jean Pretorius, to name but a few and with attorneys working together, we did not owe Absa any money, they fabricated a story and basically sued our group, saying, alleging that we owed them money as sureties for another company, Fantastic View Property CC. And they got the show going in the Grahamstown High Court and it turns out that they only had the first hearing which was somewhere in June or July, on the 7th of June or July of 2018. It was basically just discovery issues which was in front of a Judge Goosen. And they completely deceived us with our own attorneys who was Meghan von Wildemann and our own advocate Willem Olivier. Made a big song and dance. Got a huge money out of it. Pretended that the matters have been in court. Completely manufactured fraudulent orders and the matters were never in court. They were never

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in front of a judge. They just in-house manufactured it and charged us all the money. And then in doing that, they used the fraudulent orders, uttered that, bringing in the master, the Grahamstown master, Flip van der Walt, bringing him into action, and then of course then enters in Kurt Robert Knoop. He calls himself Kurt Knoop... Anyway he rolls in together with Dally van der Merwe and the next thing is there they go, working in tandem with Andrew Johnson... the whole lot. We get evicted out of my house. They take the buildings. They take our filling stations... Destroyed about 130/140 jobs. All the dependents and all of that. The kids and stuff like probably between 900 and 950 and then we discovered that they took a long long time. It took four years of investigation and we discovered boy, the unbelievable was actually so. It was never in court, never enrolled, never heard, never pre-recorded. The orders, by the documentation, not my word, I can have an opinion, I can be an aggrieved person. But I have documents here that was put into the public domain...

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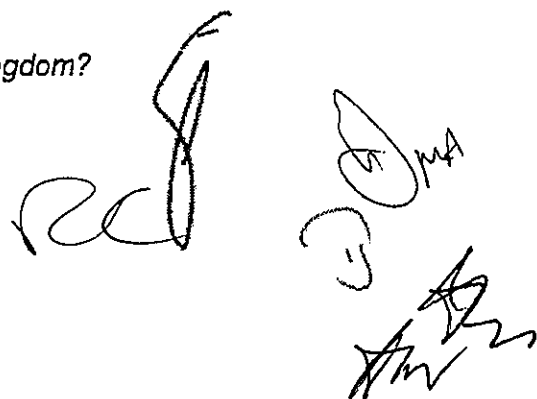
Mr Balson: *Now look, I just wanna say that to the people watching that I have since putting up that notification of the Absa live stream, I have been contacted by several people, I'm not gonna say how many, who have similar allegations against Absa and they are willing to come onto live streams and present their cases. There is clearly something to answer here. Why would several people in South Africa be approaching me and saying that they have a similar story to tell? And not only that, there are people who have committed suicide as a result of these foreclosures on their properties and things like that and you wonder if they are all bona fide when you hear what's going on.*

Mr Balson: *Now getting back to your case, so Johann ...*

Mr Balson: *How serious is this internationally? If Absa Bank for example is found to be committing fraud, what will happen?*

Mr Roodt: *What you must understand is that Maria Ramos is implicated personally as well. Barclays Bank is implicated personally as well.*

Mr Balson: *Barclays the United Kingdom?*

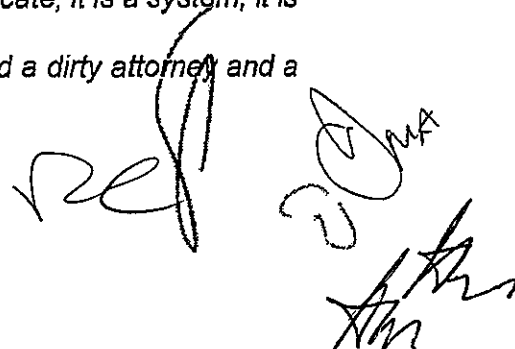
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Mr Roodt:

Ja. Barclays Bank PLC because at the time when they when they filed these... You know when they started their nonsense it was a complete set up., we didn't owe them the money. I have two documents here, thank God I made my attorney, I drafted them, I had two of the attorneys that acted for us put them on their letterheads and send them to Absa and to Andrew Johnson. We didn't know that our legal team was actually in bed with them. We didn't have a clue. We just couldn't believe it. But they... we said you're claiming that we owe you all these money, produce the legal nexus , produce the resolutions. You claim that our companies are surety for this other company of Fantastic View Properties in which at one time I had been a minority shareholder for 40%. The majority shareholder had at all times 60%... My concern is here, we're going back to Absa, we can do that but there's so much because in all of this, it's gonna be implicated.

Mr Roodt:

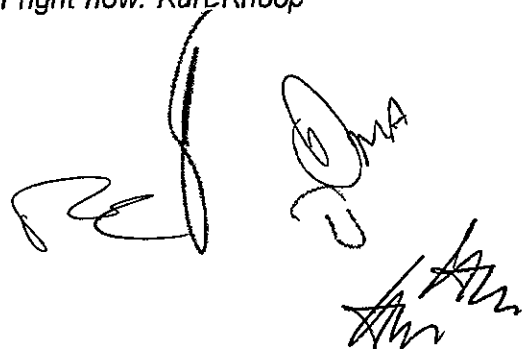
So now that makes the judges, the attorneys and everything they're complicit, who actually have an organised crime syndicate, it is a system, it is not a dirty judge here and a dirty attorney and a

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dirty advocate here. You have an organised crime bank, all four by the way, all four major banks. We have hundreds of cases. We've got plenty of judges involved, these investigations that uncovered this is over a period of three and a half, four years. Every single years. Every single email and letter that went out as it was investigated everybody was included from the word go. All the judges, all the attorneys, all the registrars of the courts, everybody, our attorneys, Absa's attorneys, Absa, the whole toet. They were all included over a three included over a three and a half year period. They never answered a damn thing. They are guilty because section 34 of the Prevention and Combatting of Corrupt Activities Act says they are. I am not making allegations. I am making straight out accusations and I am calling them out.

Mr Roodt:

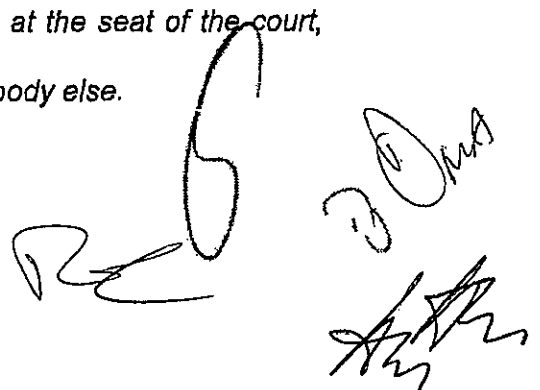
Now getting back to Shoprite Checkers, every single one of these emails went out to them including Christo Wiese, the whole lot, the whole board of directors. Now, Charles Christodoulou is involved with Shoprite Checkers. We're extracting all of that stuff right now. Kurt Knoop

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was selected by Absa and Andrew Johnson.
They are a fuss.

Mr Roodt:

The Chief Registrar in Grahamstown, a lovely lovely lady called Lauren Marshall. Beautiful girl. Christian lady. Man... When this lot... when the pressure hit, she actually, together with her registrars Bikitsha and the whole gang that was down there... they must have had the whole of Grahamstown, the varsity, all the judges, all the attorneys, all the advocates. They must have worked right through the night. But they manufactured what they called their investigation findings and took pictures of the outside of what they alleged was the outside of the files that couldn't be found and gave a report. Even manufactured a fraudulent court roll for those three dates, the alleged dates – the 24th of June, the 14th of August and the 22nd of August. Andrew Johnson did an affidavit to say he was there at the giving of the orders. Mike van der Veen, the attorney in Grahamstown acting for Absa with Johnson being the correspondent attorney, he's got an affidavit to say he was in court in all three days, at the seat of the court, himself personally. Nobody else.

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Mr Roodt: *Aside from them being absolutely totally fraudulent, not by my saying but by the documents of the office of the Chief Justice, as I've said, you're not going to believe this: The 24th of July, there's people now, I tell you what, they gonna lose control of their bowels about what I'm gonna say now. The 24th of July of 2018... all courts were in recess... the courts were on holiday. They manufactured a court roll with 43 cases listed there. The court wasn't there, the people were in the beach. Unbelievable.*

Mr Roodt: *I have got money on it Scott, that Shoprite, is hiding it. Because there's a deal that's gone on between Christodoulou, Shoprite, Kurt Knoop, Johnson and all these guys. And they used Absa as a conduit to actually get to us.*


Mr Roodt: *But the point is this, that Shoprite is now guilty and I am calling them out and I am calling their board of directors out. By the way, that includes Wendy Lucas Bull, let's mention that good lady's name here. I'm calling her out because she was at Absa until recently and then all the dealings that we heard about all the fraud and stuff like*

RE 6 *Don* *TH*

that and corruption and all that organised crime at Absa, she knew about it. She's recently moved from Absa straight to Shoprite. I think she's a chairwoman or chairlady or something or CEO or something like that. She's now walked in so she's going to get a double whammy because if organised crime and crime and fraud and corruption and stuff like this happens and you know about it and you don't report it, you are – it's an offence. You're guilty, you partake.

Mr Roodt:

Absa, Barclays, Shoprite, the whole lot, know about these things. These things were pointed out to them. The fraudulency of the orders were pointed out to them. They had the opportunity, if they were not guilty, they had the opportunity of saying whoaw Mr Roodt we didn't know about that but we will report that to the Hawks. That's what they should have done. But they couldn't and they wouldn't. And so guess what? Welcome to organised crime Shoprite. Welcome to organised crime the board of directors. Welcome to organised crime Mr Wiese. That includes Barclays.

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Mr Balson: *Other people who've approached me following the promotion of this live stream have talked about people they know who eventually committed suicide as a result of what they call the "fraudulent actions of Absa bank" now this is just completely unacceptable and that's why I've decided to go ahead and despite getting that legal letter from Webber Wentzel ...*

Mr Balson: *Look when banks do this sort of stuff, try and shut up discussion over issues that people have regarding their actions, then you should be very worried about what the banks are up to, they should be allowing free discussion like this.*

Mr Balson: *Alright guys that was Johan Roodt, who's the complainant about alleged fraud and organized crime by certain big organisations in South Africa and I'm going to say this one more time I've been approached by a lot of other people who've got similar complaints against Absa bank.*

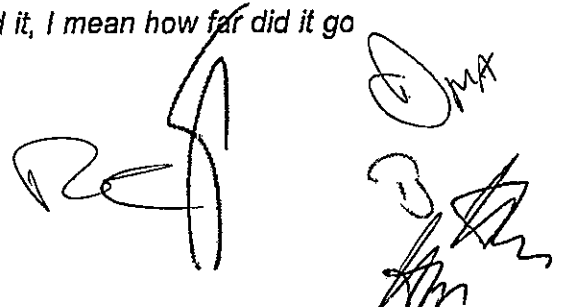
34. The meaning of the statements is that Absa was involved in obtaining fraudulent court orders, and is guilty of organised crime. It is true that Absa obtained the court orders. It is false that they were fraudulent or that the applicant was involved in obtaining fraudulent court orders. Mr Roodt knows this.

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35. It is apparent that Mr Roodt (i) has been engaged in a zealous campaign of spreading defamatory falsehoods against Absa (amongst others) for several months, repeating the same allegations and seeking new audiences to do so; and (ii) intends to continue to publish these allegations about Absa for the foreseeable future.
36. On or about 5 September 2023, IG World published another interview on its YouTube channel which is a video interview between Mr Roodt and Mr Dlamini, the CEO and founder of IG World ("the second IG World interview"). The second IG World interview is available at this link: <https://youtu.be/EoMnrVqmGPw?si=4k9eodwXEFohakyS>. The video is accessible by anyone with an internet connection, anywhere in the world. At the time of deposing to this affidavit, the interview has been viewed over 2 400 times. I attach a screenshot of the video as it appears on YouTube as "FA14", and a transcript of the relevant parts of the interview containing the defamatory statements as "FA15". To avoid overburdening this Court, the complete transcript of the interview, which lasts two hours, one minute and 15 seconds, is not attached to these papers but can be made available to the Court should this be necessary.
37. The second IG World interview included the following exchanges between Mr Dlamini and Mr Roodt about Absa:

Mr Dlamini: *Before we get into that Johan, I just want to find this out.*

There was a very interesting email you sent to one of the law firms that was representing one of the banks. We just wanted to make a follow up about that one to say how did it, I mean how far did it go

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because we were all told that by now we should be in orange overalls.

Mr Roodt: *Look there's been a number of threats by a number of law firms. If my memory serves me correctly that would have been Webber Wentzel and that would have been Absa. It's an absolute joke...It's a closed loop, it's an entire system. It includes the judiciary. It includes attorneys. It includes advocates. It includes the Masters of the High Court. It includes the liquidation industry. It includes the generally speaking, the legal profession in South Africa. It includes the sheriffs. It includes the whole lot. I must have sent, I would say at a guess, 6 or 7 emails that I included everybody. I mean, we are talking judges, we are talking multiple judges - more than 10 – who are directly criminally implicated. And of course Absa Bank.*

...

Mr Roodt: *This now comes back to the cases in the Grahamstown High Court. There were four cases there where our group was absolutely totally fraudulently sued by Absa Bank. We did not owe Absa any money. They were put to the burden of proof to show that we owed them money. This was all because of Charles Christodoulou. Now having failed to negotiate a mutually beneficial deal on the two properties he desired, that having failed, he then, with Andrew Johnson, the attorney Andrew Johnson, and Candy Hillier, used all their connections at Absa head office here starting*

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with Liz van der Walt, then Juan Pretorious, then Heike Mayer, then Marthinus Jansen Van Rensburg.

Mr Dlamini: *Are you taking the matter to court now?*

Mr Roodt: *Oh yes yes yes yes.*

Mr Dlamini: *Is [sic] the one that the affidavit has been disposed by your lawyers at the high court.*

Mr Roodt: *No. There's one matter in the civil court in Pretoria High Court which is a police matter where the police didn't act and prejudiced us. That's civil. What's happening now is, because of, flowing from what I just told you now that Absa setting [sic] this whole thing up to make it look like the targeted companies that they wanted to plunder on behalf of and with Charles Christodoulou, that these companies were sureties for Fantastic View that didn't have all the signature of Stanley Gondwana or the resolutions.*

...

Mr Roodt: *If it was brought into the public domain it would have exposed Absa Bank in my case as an organised crime syndicate by definition.*

38. The statements above are per se defamatory and in any event bear the defamatory meanings that Absa was involved in obtaining fraudulent court orders and is guilty of organised crime. As already mentioned above, it is

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true that Absa obtained the court orders. It is false that they were fraudulent or that Absa was involved in obtaining fraudulent court orders.

39. It is apparent that Mr Roodt (i) has been engaged in a reckless and relentless campaign of spreading defamatory falsehoods against Absa (amongst others) for several months, repeating the same allegations and seeking new audiences to do so; and (ii) intends to continue to publish these allegations about Absa in the immediate future.

THE ALLEGATIONS ARE FALSE, DEFAMATORY AND UNLAWFUL

Mr Roodt's allegations are false

40. On 17 October 2016, Absa launched four separate applications in the Eastern Cape High Court, Grahamstown:

- 40.1 under case number 5078/2016 in which Absa sought the winding up of Tiador 119 CC ("Tiador");
- 40.2 under case number 5079/2016 in which Absa sought the winding up of Silver Falls Trading 178 CC ("Silver Falls Trading");
- 40.3 under case number 5080/2016 in which Absa sought the winding up of Lubex (Greases, Lubricants & Chemicals) CC ("Lubex"); and
- 40.4 under case number 5081/2016 in which Absa sought the winding up of Fantastic View Properties CC,

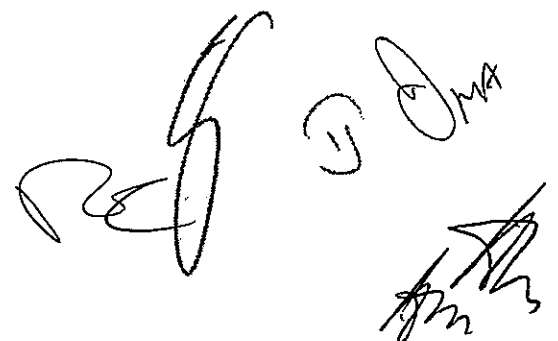
(collectively referred to as the "liquidation applications").

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41. Tiador, Silver Falls Trading, Lubex and Fantastic View Properties were each owned or controlled by Mr Roodt.
42. It is not necessary to go into the details of these liquidation applications. I confirm, to the extent necessary, that Mr Roodt's companies were indebted to Absa, failed to pay, committed acts of insolvency, and were duly placed under liquidation.
43. A full chronology of the events which took place in respect of the liquidation applications is set out below:
- 43.1 17 October 2016: the liquidation applications were instituted;
- 43.2 27 October 2016: Tiador, Silver Falls Trading, Lubex and Fantastic View Properties delivered notices of intention to oppose the liquidation applications;
- 43.3 16 November 2016: Tiador, Silver Falls Trading, Lubex and Fantastic View Properties delivered notices in terms of Rule 35(12) and (14);
- 43.4 28 April 2017: Absa replied to the notices in terms of Rule 35(12) and (14);
- 43.5 20 June 2017: Tiador, Silver Falls Trading, Lubex and Fantastic View Properties launched applications to compel;
- 43.6 3 July 2017: Absa filed its answering affidavit in the applications to compel;

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- 43.7 19 July 2017: Tiador, Silver Falls Trading, Lubex and Fantastic View Properties delivered their replying affidavits in the applications to compel;
- 43.8 8 March 2018: Judgment was handed down by Judge Lowe in the applications to compel;
- 43.9 7 May 2018: Tiador, Silver Falls Trading, Lubex and Fantastic View Properties launched an application to dismiss Absa's liquidation applications;
- 43.10 11 May 2018: Absa filed its answering affidavit in the application to dismiss Absa's liquidation applications;
- 43.11 22 May 2018: Tiador, Silver Falls Trading, Lubex and Fantastic View Properties filed their replying affidavit in the application to dismiss Absa's liquidation applications;
- 43.12 24 July 2018: A *rule nisi* order was granted by Acting Judge Mageza placing Tiador, Silver Falls Trading, Lubex and Fantastic View Properties under provisional winding up, with 14 August 2018 as the return date;
- 43.13 14 August 2018: Tiador, Silver Falls Trading, Lubex and Fantastic View Properties launched an application for the *rule nisi* to be extended to 7 November 2018;
- 43.14 14 August 2018: An order was granted by Judge Pickering postponing the matter to 22 August 2018; and

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- 43.15 22 August 2018: An order was granted by Judge Pickering confirming the *rule nisi* order placing Tiador, Silver Falls Trading, Lubex and Fantastic View Properties under liquidation.
44. Tiador, Silver Falls Trading, Lubex and Fantastic View Properties have since filed applications for condonation and leave to appeal against the granting of the liquidation orders. The applications for leave to appeal are pending, with Absa awaiting directives from the Judge President.
45. Mr Roodt was apparently aggrieved that the court orders typed and provided by the Court officials and provided to the parties, although signed by the Registrar, did not have the Judiciary emblem on them. I attach copies of these court orders marked "FA16". I am advised that this was the usual practice in that Division at the time.
46. Mr Roodt appears to allege that the four court orders were fraudulent purely because they did not bear the Judiciary emblem on them. This is ludicrous. The Judiciary emblem is widely available on the Internet and, if anybody wanted to forge a court order, they could and would simply paste a copy of the Judiciary emblem into the document before printing it. In any event, Absa absolutely denies that it forged any court orders. Absa received the four court orders from the Court officials as they appear in "FA16".
47. While unnecessary, Absa has since obtained copies of the original signed court orders in the court files, which contain the Registrar's signature. Copies of these are attached marked "FA17".

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Mr Roodt knows his allegations are false

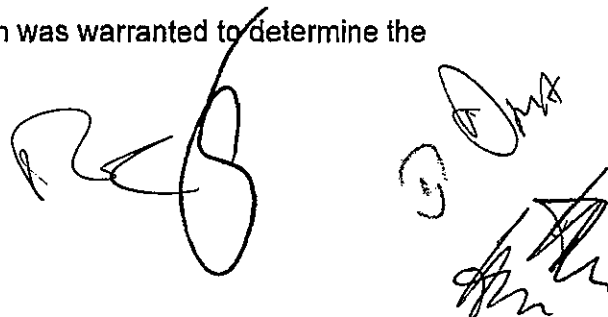
48. Mr Roodt's allegations concerning Absa and the liquidation application proceedings have been thoroughly and conclusively investigated by various parties:

48.1 Given the serious nature of the allegations made by Mr Roodt, his complaint was referred to Absa Forensic Investigations for consideration during the initial phases of the matter. After due investigation, Absa Forensic Investigations concluded that Mr Roodt's complaint was without substance. The letter to Mr Roodt communicating the outcome of this investigation (that there was no evidence that indicated any wrongdoing on the part of Absa or any of its employees), dated 15 July 2016, is attached marked "FA18".

48.2 During July 2021, Mr Roodt laid a complaint with the Forensic Unit of the Office of the Chief Justice ("the OCJ Forensic Unit") concerning Mr Roodt's:

"Allegations of authenticity and validity of the liquidation orders in the matters of: Absa Bank Ltd and Tiador 119 case no. 5078/2016; Absa Bank Ltd and Silver Falls Trading 178 CC case no. 5078/2016; Absa Bank Ltd and Lubex case no 5080/2016; and Absa Bank Ltd and Fantastic View Properties CC case no. 5081/2016, purported to be granted at the Eastern Cape Division, Grahamstown High Court, and whether the matters were heard in open court"

48.2.1 The OCJ Forensic Unit evaluated Mr Roodt's complaint and determined that an investigation was warranted to determine the

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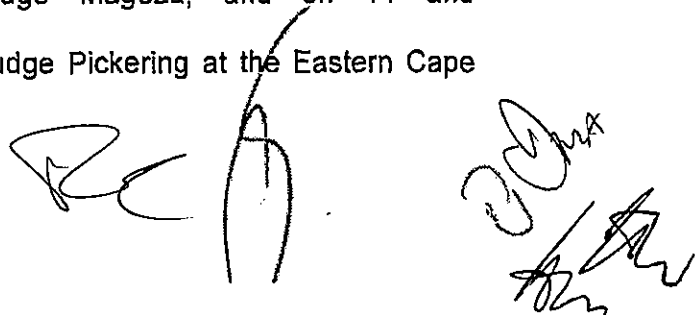
authenticity and validity of the court orders in matters 5078/2016, 5079/2016, 5080/2016 and 5081/2016.

48.2.2 On 29 August 2021, the OCJ Forensic Unit held a telephonic interview with Mr Roodt in which Mr Roodt provided a sworn complaint statement raising the allegations about the authenticity and validity of the court orders in matters 5078/2016, 5079/2016, 5080/2016 and 5081/2016. The OCJ Forensic Unit met with Mr Roodt in person on 29 September 2021 following emails from Mr Roodt pertaining to his complaint (and other matters). In the meeting, the scope of the OCJ Forensic Unit's investigation to determine the authenticity and validity of the court orders was explained to Mr Roodt.

48.2.3 An investigation was conducted by the OCJ Forensic Unit and the outcome was as follows:

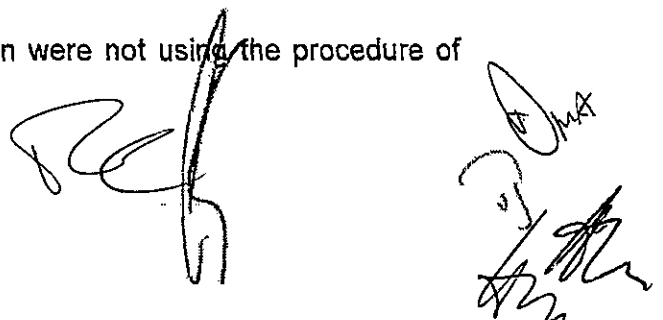
48.2.3.1 the court orders in matters 5078/2016, 5079/2016, 5080/2016 and 5081/2016, purported to be granted on 24 July 2018 by Judge Mageza, and on 14 and 22 August 2018 by Judge Pickering at the Eastern Cape Division, Grahamstown High Court, are authentic and thus valid;

48.2.3.2 the court orders in matters 5078/2016, 5079/2016, 5080/2016 and 5081/2016, purported to be granted on 24 July 2018 by Judge Mageza, and on 14 and 22 August 2018 by Judge Pickering at the Eastern Cape

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Division, Grahamstown High Court, were duly held in open court;

- 48.2.3.3 according to records (court rolls for 24 July 2018 and 14 August 2018) the matters were heard in open court wherein Mr Roodt's legal representatives were present;
- 48.2.3.4 on 24 July 2018, a court order was granted by Judge Mageza placing Tiador, Silver Falls Trading, Lubex and Fantastic View Properties under provisional winding up in the hands of the Master of the High Court;
- 48.2.3.5 on 14 August 2018, court orders were granted by Judge Pickering where the matters were postponed to 22 August 2018 and the *rule nisi* extended until that date;
- 48.2.3.6 on 14 August 2018, Mr Roodt submitted an application accompanied by an affidavit requesting the matters be postponed to 7 November 2018 and the *rule nisi* issued on 24 July 2018 be extended to 7 November 2018;
- 48.2.3.7 on 22 August 2018, court orders were granted by Judge Pickering wherein the application for leave to intervene by the intervening party was refused, the application for postponement was refused and the provisional liquidation made final; and
- 48.2.3.8 the Grahamstown High Court at the time of issuing of the court orders in question were not using the procedure of

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placing the Judiciary logo or letter head on their court orders, and instead were embossing a seal on the original court orders given to parties in the matters.

48.2.4 The OCJ Forensic Unit's Chief Director: Audit and Forensic Investigations sent Mr Roodt an outcome letter recording the above on 22 October 2021. We attach a copy marked "FA19".

49. In addition to the investigations conducted by Absa and the OCJ Forensic Unit, Mr John Andrew Knott ("Mr Knott"), an advocate of the High Court of South Africa, deposed to an affidavit confirming that:

49.1 he appeared in the Grahamstown High Court for Oilco Wholesale (Pty) Ltd seeking leave to intervene in the matter of Absa v Tiador 119 CC;

49.2 his invoice confirms that the exact dates of his appearances were 14 and 22 August 2018; and

49.3 he recalls the matter was postponed on his first appearance and at his second appearance, Judge Pickering in open court heard argument, dismissed his client's application for leave to intervene and placed Tiador 119 CC and the other entities in liquidation.

A copy of Mr Knott's affidavit is attached marked "FA20".

50. In an affidavit deposed to by Mr Roodt in a postponement application launched by Mr Roodt, on 14 August 2018, he made, *inter alia*, the following statements:

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"I believe that that outstanding balance due to the applicant [Absa], who incidentally is the only creditor of the respondent [Tiador] in the above matter, is approximately R11 million. This includes the amounts outstanding in respect of the entities mentioned hereinafter which liquidation applications are also set down before this Honourable Court on 14 August 2018:

Fantastic View Properties CC – case no. 5081/2016;

Lubex CC – case no. 5080/2016;

Silver Falls Trading 178 CC – case no. 5078/2016."

"The respondent [Tiador] in the above matter has entered into a long term lease with Shoprite Checkers which expires on 31 March 2019. I am in advanced negotiations with Shoprite Checkers and the Spar Group and will either, within the next week or two, sign the Shoprite Checkers lease or enter into a long term lease with the Spar Group. Regardless of whom the tenant will be, I would like to draw this Honourable Court's attention to the fact that I will immediately be able to discount this "blue chip" lease with a commercial bank and on a conservative valuation, the mere continuation of the lease, discounted, is valued at approximately R19.6 million. This will be more than enough to settle Absa Bank Limited in full within a very short period of time."

"I have entered into a sub-lease with Oilco Wholesale (Pty) Limited in respect of Erf 273 Flagstaff and I believe that ANDREW DONALD CAMPBELL on behalf of Oilco Wholesale (Pty) Ltd has filed a notice of intention to intervene in these proceedings."

A copy of Mr Roodt's affidavit is attached marked "FA21".

51. It is clear from the affidavit that Mr Roodt admitted to his companies being liable to Absa in the amount of R11 million (contrary to what he later said in the Live Interview). He further referred to the Oilco Wholesale (Pty) Limited

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intervention application, in which Mr Knott provided an affidavit (see "FA18"), which further confirms Mr Roodt's knowledge that these matters were before the court.

52. Mr Roodt's allegations against Absa are thus irrefutably false, and he knows them to be false. There can be no *bona fide* dispute of fact about this.

Mr Roodt's allegations are defamatory and unlawful

53. The allegations are also defamatory. They injure Absa's reputation and are likely to lower the esteem in which Absa is held by the South African public, including customers and regulators. As a bank, credit provider and financial services provider, it is essential to Absa's business that it be trustworthy. To allege that Absa has engaged in fraud, corruption and organised crime is highly defamatory.
54. Finally, the allegations are unlawful. They cannot conceivably be justified by any of the defences to a defamation claim. There is no public interest in the publication of falsehoods, and there can be no question of a privilege to publish allegations that the publisher knows to be false (or even recklessly disregards the risk that they may be false). Such allegations are published with malice.
55. The fact the Mr Roodt has repeatedly published his allegations well after receiving the outcome letter from the OCJ Forensic Unit, confirms this fact. There can be no dispute that, at least after that date, Mr Roodt knew that his allegations were false, or at the very least recklessly disregarded that risk. He thus, without any doubt, had the necessary *animus iniuriandi*.

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56. The same is true of the other respondents, who similarly cannot invoke any defence against defamation. They took no steps to verify Mr Roodt's allegations.

CORRESPONDENCE WITH THE RESPONDENTS

Mr Roodt

57. On 22 July 2022, Absa's attorneys addressed a letter to Mr Roodt, setting out the false and defamatory allegations made by Mr Roodt, and explaining in detail why they were irrefutably false, even attaching the outcome letter from the Forensic Unit and the affidavit of Mr Knott. The letter conveyed Absa's demand that he (i) immediately cease and desist from publishing the same or further defamatory allegations against Absa, and (ii) provide a written undertaking that he will refrain from doing so in future. A copy of this is attached marked "FA22" (without its attachments, which are already annexed to this affidavit).
58. On 22 August 2022, Mr Roodt responded to this letter by email, a copy of which is attached marked "FA23". His email is barely comprehensible, but contains further false, defamatory and entirely unsubstantiated allegations to the effect that Absa is involved in "rampant, incestuous corruption", "heinous crimes", and a "barrage of unlawful acts". Mr Roodt claims that he "rejected" the report of the Forensic Unit "with the contempt that it deserves", but gives no reasons or countervailing facts to justify doing so. Finally, Mr Roodt appears to boast that he has disseminated his allegations to "now over 24 000 recipients".

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59. Suffice it to say, Mr Roodt has rejected Absa's demands.

Mr McCarter

60. Also on 22 July 2022, Absa's attorneys addressed a letter to Mr McCarter, explaining in detail why Mr Roodt's allegations are false, attaching the letter from the Forensic Unit and Mr Knott's affidavit, and demanding that Mr McCarter (i) immediately cease and desist from repeating the false and defamatory statements mentioned in the letter and/or making further false, unlawful and/or defamatory statements pertaining to Absa to any third parties; and (ii) provide Absa with a written undertaking that he will refrain from publishing or disseminating any further defamatory statements concerning Absa. A copy of this letter is attached as "FA24" (without its attachments, which are already annexed to this affidavit).

61. Mr McCarter has not responded to this letter, and thus has not provided the demanded undertaking.

IG World

62. Also on 22 July 2022, Absa's attorneys addressed a letter to IG World, explaining in detail why Mr Roodt's allegations are false, attaching the Forensic Unit's letter and Mr Knott's affidavit, and demanding that IG World (i) immediately remove the interview from its YouTube channel; (ii) provide Absa with a written undertaking that it will refrain from publishing or disseminating any further defamatory statements concerning Absa; and (iii) publish an apology and retraction.

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63. On 29 July 2022, Mr Dlamini responded to Absa's letter in which he said the following:

"In keeping with our approach regarding how media in the world has been conducting its self over decades. We will not be drawn into a dispute between your client ABSA Group and Mr. Johann Roodt. We are still open for a right to respond from your client if they find this very important. We have taken steps by withdrawing the interview on the channel. The banner will be displayed for the reasons sighted on your letter. On behalf of IG World Network channel we would like to apologize to ABSA Group for airing on the 9th July 2022 the interview with Mr. Johann Roodt and distance ourselves from the content shared on the interview." [sic]

64. By 1 August 2022, the interview had not been removed from IG World's YouTube channel and Absa sent follow up correspondence to IG World.
65. On 2 August 2022, Mr Dlamini responded to Absa. In this correspondence Mr Dlamini states, *inter alia*:

"According to our response we requested that your client ABSA Group be given an opportunity to respond to what Mr. Johann Roodt was alleging on the interview.

- We indicated on our last correspondence that we have NO objection to putting down the interview. Our plea is to once again provide your client ABSA the opportunity to share their side of the story.*
- We are still committed to putting the banner up regarding this particular interview, provided your client takes the opportunity we have put forward.*

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We are in a view that both sides of the story must be heard. Unless we receive instruction from you that says ABSA Group is not keen to take our opportunity to respond. We still insist the matter between Mr. Johann Roodt and ABSA Group it will remain one sided story."

66. Absa responded to IG World's latest letter because it was surprised by the new stance taken by IG World after it had initially confirmed to take steps by withdrawing the interview on its YouTube channel and display a banner citing the reasons which Absa initially provided to it which confirmed that the allegations in the interview were false.
67. The interview is currently still published on IG World's YouTube channel. The continued publication of the interview on the YouTube channel is unlawful, particularly in circumstances where Absa has previously conveyed to IG World the facts of the matter. The continued publication in the face of these facts exacerbates and aggravates the harm Absa is suffering.
68. A bundle containing the correspondence between Absa and IG World referred to above is attached marked "FA25".

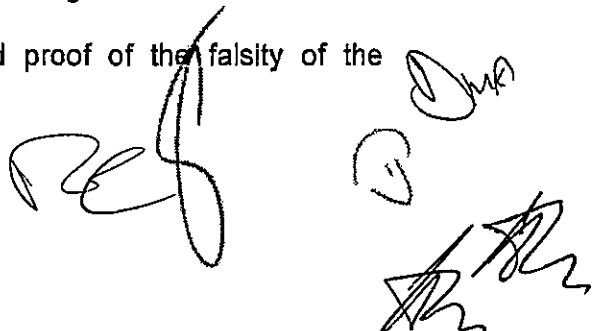
THE APPROPRIATE RELIEF

69. Absa respectfully seeks the following relief.
70. First, Absa seeks a declaration that the allegations are false, defamatory and unlawful. I have adduced the proof of this, and it is not possible that it can be bona fide disputed. I am advised that the granting of a declaratory order is a matter for the discretion of the Court. I respectfully submit that this discretion should be exercised in Absa's favour, as such an order is

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essential to vindicate Absa's right to its reputation and good name, which has been injured by the respondents.

71. Second, Absa seeks a final interdict directing IG World to remove the relevant interviews from all of its online channels.
72. Third, Absa seeks a final interdict prohibiting the respondents from publishing (or republishing) substantially the same allegations about Absa.
73. I am advised that the requirements for a final interdict are: (a) a clear right; (b) an injury actually committed or reasonably apprehended; and (c) the absence of similar protection by any other ordinary remedy. I will explain briefly why these requirements have been satisfied.
- 73.1 Absa has a clear right to its reputation and good name. It relies on public trust for its business to remain viable.
- 73.2 Absa's reputation has already been injured by each of the respondents publishing false, defamatory and unlawful allegations. The injury is ongoing, as the interview with Mr Loggenberg, the IG World interview and the Loving Life TV Live Interview remain accessible at any time. And further injury is apprehended, as Mr Roodt has demonstrated that he is engaged in an indefinite campaign to disseminate his allegations as widely as possible.
- 73.3 Finally, Absa has no alternative remedy to compel Mr Loggenberg and IG World to remove the interviews, or to prevent the respondents from publishing the false and defamatory allegations further. Each respondent has, despite demand and proof of the falsity of the

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allegations, refused to provide an undertaking not to repeat the allegations.

CONCLUSION


74. Absa asks for the relief set out in the notice of motion.

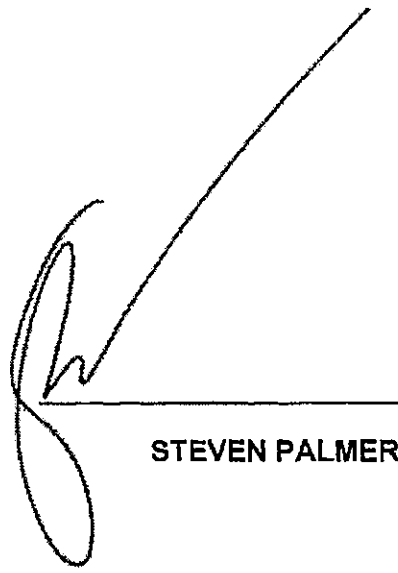
75. In relation to costs, Absa notes the following:

75.1 Absa can only hope that, upon receipt of this application, the respondents will finally recognise that their conduct is unlawful and will choose not to oppose the relief sought. If they do not oppose, Absa will not ask for costs against them.

75.2 If any respondents oppose, then Absa will seek costs and will do so on an attorney-client scale.

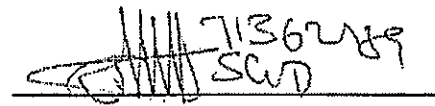
75.3 Punitive costs are justified given that each respondent has been presented with irrefutable proof that Mr Roodt's allegations are false, and yet they have refused to act appropriately. Absa should never have been put to the time, trouble and cost of bringing this application. Any opposition to it would be vexatious, and accordingly should attract a punitive costs order.

The block contains three handwritten signatures or initials in black ink. On the left is a large, stylized signature that appears to be 'Roodt'. To its right are two smaller, more compact signatures, one above the other. The top one is a cursive 'J' followed by 'MA', and the bottom one is a more complex, scribbled signature.



STEVEN PALMER

I hereby certify that the deponent knows and understands the contents of this affidavit and that it is to the best of his knowledge both true and correct. This affidavit was signed and sworn to before me at Lyttelton on this the 05 day of **December 2023** and that the Regulations contained in Government Notice R.1258 of 21 July 1972, as amended, have been complied with.



COMMISSIONER OF OATHS

Full names: TSAKANI CHACHE

Address: LYTTELTON SAPS

Capacity: SCT

SUID-AFRIKAANSE POLISIEDIENS
COMMUNITY SERVICES CENTRE
2023 -12- 05
LYTTELTON
SOUTH AFRICAN POLICE SERVICE



EXHIBIT B

IN THE HIGH COURT OF SOUTH AFRICA
(GAUTENG LOCAL DIVISION, JOHANNESBURG)

CASE NO.

In the matter between:

ABSA BANK LIMITED

Applicant

and

HERMANUS JOHANNES ROODT
IG WORLD NETWORK
HENRY WILLIAM MCCARTER

First Respondent
Second Respondent
Third Respondent



NOTICE OF MOTION

TAKE NOTICE THAT the applicant intends to apply to this Court, on a date to be arranged with the Registrar, for an order in the following terms:

1. It is declared that the statements made about the applicant by the first respondent:
 - 1.1 which were published by the second respondent on its YouTube channel in an interview on 9 July 2022 and quoted in paragraph 24 of the founding affidavit;
 - 1.2 which were published by Mr Scott Balson, the host of Loving Life TV on YouTube, in an interview on 20 January 2023 and quoted in paragraph 33 of the founding affidavit;


[Handwritten signatures]

- 1.3 which were published by the second respondent on its YouTube channel in an interview on 5 September 2023 and quoted in paragraph 37 of the founding affidavit;
- 1.4 in the various emails he circulated and quoted in paragraph 13-14 and 30 of the founding affidavit; and
- 1.5 which were repeated by the third respondent in correspondence addressed to the applicant's external auditors, and quoted in paragraph 20 of the founding affidavit,



(collectively "**the defamatory statements**") are false, defamatory and unlawful.

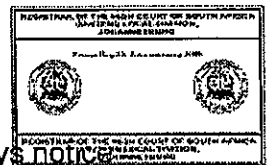
2. The respondents are interdicted from publishing or republishing the defamatory statements.
3. The respondents shall not publish the same or similar statements concerning the applicant in any form and on any platform at any time.
4. Within 24 hours of the date of this order, the second respondent is directed to remove the interviews (referred to in paragraphs 1.1 and 1.3 above) from its YouTube Channel.
5. The respondents are ordered to pay the applicant's costs, including the costs of two counsel.
6. Further and/or alternative relief.



TAKE FURTHER NOTICE that the applicant will rely on the affidavit of **STEVEN PALMER** in support of this application.

TAKE FURTHER NOTICE that the applicant has appointed **WEBBER WENTZEL** as its attorneys of record, at which address (including the email addresses), set out below, it will accept notice and service of all documents in these proceedings.

TAKE NOTICE FINALLY that if you intend opposing this application, you are required:



- (a) within ten (10) days of receipt hereof, to give the applicant's attorneys notice of such intention, and in such notice to appoint an address referred to in Rule 6(5)(b) at which you will accept notice and service of all documents in these proceedings; and
- (b) within fifteen (15) days after serving such notice, to deliver your answering affidavit.

If no such notice of intention to oppose is given, the application will be made on a date to be arranged with the Registrar.

Date at **JOHANNESBURG** on **6 DECEMBER 2023**.

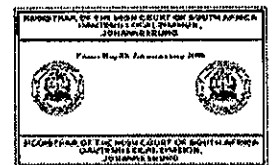


WEBBER WENTZEL
Applicant's attorneys
90 Rivonia Road, Sandton
Johannesburg, 2196

Tel: +27 11 530 5422
Fax: +27 11 530 6422
Email: dario.milo@webberwentzel.com
Kuhle.Mavuso@webberwentzel.com
Ref: D Milo / K Mavuso/ 3055820

To:
THE REGISTRAR
High Court of South Africa
Gauteng Local Division, Johannesburg

And to:
HERMANUS JOHANNES ROODT
First respondent
53 Kindlewood Drive
Kindlewood Estate
Mount Edgecombe
4302
Email: lubexfuels@gmail.com
JerichoWallsSouthAfrica@protonmail.com



And to:
IG WORLD NETWORK
Second respondent
1st Floor, 61 Katherine Street
Sandton
Johannesburg
Email: mandla@impiloglobal.co.za

And to:
HENRY WILLIAM MCCARTER
Third respondent
955 Toneel Road
Morningside
Sandton
Email: henrymc@pfcsa.co.za

IN THE HIGH COURT OF SOUTH AFRICA
(GAUTENG LOCAL DIVISION, JOHANNESBURG)

CASE NO.

In the matter between:

ABSA BANK LIMITED

Applicant

and

HERMANUS JOHANNES ROODT

First Respondent

IG WORLD NETWORK

Second Respondent

HENRY WILLIAM MCCARTER

Third Respondent


NOTICE OF OPPOSITION TO MEDIATION IN TERMS OF RULE 41A(2)(A)

TAKE NOTICE THAT the applicant opposes the referral of this matter to mediation for the following reasons:

1. the applicant is of the view that the dispute is one which is not capable of being resolved through mediation; and
2. a referral to mediation in the circumstances will serve to increase costs unnecessarily and delay the final determination of the matter.

Date at **JOHANNESBURG** on **6 December 2023**.





WEBBER WENTZEL

Applicant's attorneys
90 Rivonia Road, Sandton
Johannesburg, 2196
Tel: +27 11 530 5422
Fax: +27 11 530 6422
Email: dario.milo@webberwentzel.com
Kuhle.Mavuso@webberwentzel.com
Ref: D Milo / K Mavuso/ 3055820

To:
THE REGISTRAR
High Court of South Africa
Gauteng Local Division, Johannesburg

And to:
HERMANUS JOHANNES ROODT
First respondent
53 Kindlewood Drive
Kindlewood Estate
Mount Edgecombe
4302 Email: lubexfuels@gmail.com
JerichoWallsSouthAfrica@protonmail.com

And to:
IG WORLD NETWORK
Second respondent
1st Floor, 61 Katherine Street
Sandton
Johannesburg
Email: mandla@impiloglobal.co.za

And to:
HENRY WILLIAM MCCARTER
Third respondent
955 Toneel Road
Morningside
Sandton
Email: henrymc@pfcsa.co.za



SUMMARY OF THE ABSA / ROODT CASE

1. It is common knowledge that ROODT has been bitterly embroiled with senior officers in ABSA and BARCLAYS Bank from around 2016, openly accusing these persons, on numerous television and radio interviews, and in confrontational written documents, of international and South African syndicated organised crimes.

2. There have been threats to **ROODT**, attempts to silence him, and threats against his life, which he has publicly disclosed. He now moves between Safe houses. These threats and attempts against his life have been reported to Generals Godfrey Lebeya and Makinyane. General Lebeya was contacted by a senior detective when Rodt was assailed in Durban, his bulletproof vest, pistol, laptops and investigation dockets and files, and cell phones taken, and his vehicle. Nothing of monetary value was taken.

3. Most people find it strange, if not suspicious, that ABSA and BARCLAYS Bank have not refuted **ROODT's** allegations, charged, engaged or attempted to silence **ROODT** and or the other victims (investors, directors, beneficiaries of the Red Hot Trust, etc) in any meaningful manner to resolve the banks acrimonious impasse.

4. With the benefit of hindsight, the Zondo Commission was in session at the time of ROODT's accusations, hearing an avalanche of similar accusations from many other complainants and whistle-blowers.

4.1.1. Judge Zondo's repeated public statements **CONFIRMING** that the banks were to be held accountable for their part in **ACKNOWLEDGED** State Capture.

4.1.2. The State Capture Hearings of allegations into State Capture by the banks and criminal organised crime syndication PROVED Bank complicity.

4.1.3. Judge Zondo is on public record, stating that 'rogue judges' would NOT be protected. It is then a given, therefore, that judges have been accused in criminal complicity.

4.1.4. Once these IDENTIFIED accused judges are prosecuted, it seems reasonable to expect them to 'have heart attacks, possibly commit suicide and have uncontrollable bowel movements', considering that they would be subject to the most aggravating factors in sentencing, upon conviction, as ROODT stated.

4.1.5 BOTH ABSA and BARCLAYS banks have been exposed by the recent *public apology [a public admission of guilt] of the esteemed Maria Ramos, for the manipulation of the Rand, by BOTH these banks. This admission of guilt CONFIRMED BOTH BANKS as International Organised Crime Syndicates, CONFIRMING ROODT's accusations!*

4.1.6 At this time of the manipulation of the Rand, Maria Ramos was the CEO of ABSA Bank, then associated with BARCLAYS Bank, which, until recently, mostly 'owned' ABSA Bank.

4.1.7 It then follows, under all crime combating laws, locally and internationally, that ABSA and BARCLAYS MUST be prosecuted under every local and international law in existence. The burden of proof is not needed, because of Mario Ramos' ADMISSION OF GUILT which is a PUBLIC CONFESSION!

5. ROODT and the Australian New Zealand Group's accusations

5.1 Briefly, the general understanding and public perception of ROODT's accusations, (and research I have now been forced to do), in brief, appears to be the following:

(The aversions and comments following hereinafter are made based on documents and statements of ROODT, freely available from ROODT and investigators assisting his group, which have been ventilated in most of his interviews. ROODT has placed them in the public domain, for use and reference by anyone, and especially other victims, in his quest to expose these crimes and assist thousands of other victims of similar organised crime syndicates).

It is a further indictment against these banks, who were able to get all this information-who were furnished all the information, as I understand it, with dozens of letters and emails, in real time, as the investigations progressed. This placed them in a position to investigate, identify the gang members, report them, mitigate the losses of the banks, halt the brutal predatory plundering of the Roodt Group, its investors and shareholders, the staff and their dependents. If this was transparently done and if Roodt had been engaged, done, these banks would have not only retained a modicum of trust and respectably, but very likely would have gained in trust.

5.2 ROODT's Group of companies was allegedly targeted for 'MAFIA STYLE' asset stripping by, in the main, Mr. Charalambous ('Charles') Christodoulou, affectionately known as the 'Greek Mafiosi', allegedly with long-standing top connections within the Shoprite Holdings Group, which is the biggest retailing Group in Africa!

5.3 From ROODT's numerous interviews and documentation, letters and emails of Forensic Investigators, wherein officers of the banks and attorneys were confronted and accused, in writing, (all seemingly largely unanswered) indicates that Charles Christodoulou (Charles) at first tried to blackmail ROODT into coercion in the first attempt to hijack his building in

Flagstaff, which was leased to the Shoprite Group. This action seemingly failed to blackmail and intimidate ROODT into submission, which Charles allegedly did via two Attorneys, Gary van Wyk and Andrew Johnston, who 'engaged' ROODT via ROODT's own attorney, Andre Kitching.

5.4 These two attempts seemingly failed. Johnston and Charles are then accused of criminally conspiring and fabricating an elaborate plan, inducing and implicating powerful top decision-makers within ABSA, who seemingly abused their positions of power and influence.

6. CLAIMED CRIMINAL MODUS OPERANDI:

6.1 ROODT alleged that Johnston seemingly had the power of influence within ABSA to have himself miraculously appointed as the external Attorney of Record within hours of ROODT's refusal to meet with Charles' attorneys.

6.2 ROODT was, at no time more than a 40% shareholder in a CC, Fantastic View CC., the alleged and disputed primary debtor.

6.3 The main 60% shareholder, Mr. Stanley Godlwana, ('Godlwana'), and his wife, Mrs. Temperance Godlwana, were clients of Johnston and joint perpetrators of the planned crimes.

6.4 Charles is/was a client of Attorney Andrew Johnston, and attempted to blackmail ROODT at first, when that failed, induced ABSA officials to abuse their powerful positions to criminally use their powers of decision-making to initiate the spurious litigation against ROODT's group and to participate in the conspiracy.

6.5 ROODT claimed that Charles and Temperance conspired since about 2005/2006 to hijack two properties in Flagstaff, Eastern Cape, over which one of the companies in the group, Tiador 119 CC, has 100-year leases with

full commercial rights. These properties are Erf 287(?) and 86 Flagstaff. It seems that Erf 86 has the large commercial building that Shoprite leased from ROODT's Tiador 119 CC.

6.6 ROODT and investigators exposed the fact that the purported court orders were fraudulently manufactured, 'home-made'.

6.7 These 'orders' were ruled fraudulent by Advocate Willie Hoffmeyr, then National Head of the Asset Forfeiture Unit.

6.8 They were also accepted as fraudulent by General Godfrey Lebeya, National Head of DPCI ('the Hawks').

6.9 ROODT has proof that he and Mr. Izak Duvenage were mandated by General Lebeya to investigate these serious organised crimes and to report to him, which ROODT has done, with proof of this.

6.10 ROODT did NOT inform the Forensic Department in the Office of the Chief Justice that these 'orders' were already ruled fraudulent. ROODT set a trap for them, which resulted in them ruling the 'orders' as authentic, and in so doing exposing that department and officers as corrupt and captured as well!

6.11 As ROODT bluntly pointed out, this flies in the face of Press releases from the Office of the Chief Justice itself- giving guidance to the public on points to look for to identify fraudulent 'court orders'!

6.12 As ROODT pointed out, this also flies in the face of gazetted facts recorded in the Annual Judicial Report of 2017/2018.

6.13 ROODT and his team have pointedly debunked the various Affidavits as perjurious.

6.14 ROODT has discredited the report of the Chief Registrar and Registrars as fraudulent, intended to deceive and obstruct justice. He has accused the officers of the Grahamstown High Court, all attorneys and advocates in

these matters, including his own, and judges of syndicated organised crime and corruption. He has called them 'an incestuous bordello franchise'. To my understanding, only Andrew Johnston, the mastermind together with Charles Christodoulou, has attempted to gag ROODT, thus far.

6.15 ROODT laid criminal charges when they attempted to have ROODT fraudulently arrested for incarceration on trumped up deceptive charges of 'contempt of court' in Durban. ROODT apparently laid criminal charges against Judge Chili also, who allegedly personally handed him another fraudulent 'order', in the process of being manufactured!

6.16 Questions that begs to be asked and require answering are these:

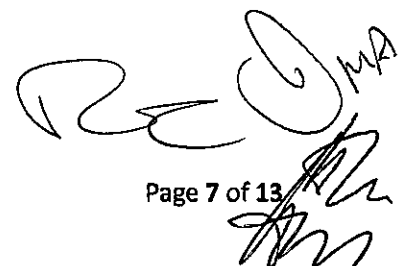
6.16.1 How did ABSA's Marthinus v Rensburg and Webber Wentzel know of the (fraudulent) report by the Forensic Department in the Office of the Chief Justice?

6.16.2 It seems a brazen transgression of ROODT's rights (PAIA?) that this report was furnished to Webber Wentzel and ABSA, as it was confidential to only ROODT.

6.17 **If Mr. Steven Palmer and the taskforce of immensely experienced legal counsels within ABSA AND BARCLAYS Banks wish to extinguish, once and for all, the brutally blunt and confrontational accusations of ROODT, the matter seems easy to resolve by, inter alia:**

6.18 Producing the audio files of the proceedings for transcription (12 allegedly heard in all. Four companies on dates 24th July 2018, 14th August 2018, and 22nd August 2018). ROODT allegedly demanded them, with transcriptions in mind when he intended to review /appeal the purported orders, deceived into believing these 'orders' to be authentic, as a layman relying on his captured legal representatives.

- 6.19 Produce the written judgments with the mandatory reasons for the findings of the judges;
- 6.20 Produce the ORIGINAL orders, with authentic mandatory registrar stamps, as recorded by the Annual Judiciary Report, of 2017/2018, as demanded by ROODT, many times over.
- 6.21 Produce the clarification of the discrepancy demanded by the Office of the Judge President of the Eastern Cape, Judge Mbenengi. ROODT stated that this remains unanswered to this date, after he applied for a review, at that time having been ignorant and deceived by his legal team that the matters were heard and that he needed to appeal the 'judgments' purported to have been heard.
- 6.22 Produce, **an Affidavit**, under penalty of perjury, the confirmation by Advocate Torquil Paterson, SC:
- 6.22.1 That he was indeed in court on the dates reflected on the dates of the purported court orders, ROODT alleging all deemed fraudulent by Advocate Willie Hoffmeyr and General Godfrey Lebeya, National Head of the Directorate For Priority Crime Investigations. It is suspected that his respected professional name was illegally affixed to the fraudulent court orders, 'as Counsel heard'.
- 6.22.2 **Produce an Affidavit from the Master of the Grahamstown Court, Advocate van der Wall** that he appointed Liquidators Kurt Knoop and Dallie van der Merwe, lawfully, meeting the requirements of the law, of **ORIGINAL court orders bearing ORIGINAL court stamps**, as required by the Annual Judicial Report of 2017/2018 and other public announcements of the Office of the Chief Justice.



Page 7 of 13

6.22.3 Produce The Master's sworn deposition explaining why he has allegedly not yet appointed liquidators for one company, alleged to have been liquidated, more than 4 years later?

6.22.4 For van der Wall and the fraudulently appointed liquidators to, by affidavit, to explain why the ROODT Companies are STILL not liquidated, more than 4 years later! This was confirmed by Mr. Reyno de Beer of Liberty Fighters Network recently.

6.22.5 **Produce Affidavits from liquidators Kurt Knoop and Dallie van der Merwe**, with supporting *prima facie* evidence, that they were lawfully appointed, according to Rules of Court and The Insolvency Act of 1938 and with all legal compliance,

6.22.6 and give explanation why they are allegedly reneging on the supply of the demanded documented PAYA proof served by Attorney Riekie Erasmus.

6.22.7 **For Knoop and van der Merwe by way of Affidavit, with verifiable *prima facie* evidence explain** why the ROODT companies are still not liquidated, more than four years after purported liquidation orders, which have been deemed fraudulent.

6.22.8 **For Knoop and Dallie van der Merwe, and Absa and Barclays bank, to give explanation why Shoprite is still paying their rental into Knoop's trust account, more than four years after the purported liquidation.**

6.22.9 **For Absa to give explanation why they have not demanded this money from Knoop and Dallie van der Merwe, as would be the case in lawful liquidations?**

6.22.10 Absa allegedly failed to produce the resolutions required in law, in order to bind three targeted companies spuriously claimed to be co-

sureties for the claimed (but disputed) alleged indebtedness of Fantastic View CC, to Absa. Roodt claims that he personally drafted two letters to that effect and compelled two of his lawyers to demand these Resolutions. These lawyers are therefore complicit, with full knowledge. It is clear that these lawyers could have easily rebutted the spurious claims and litigation of Absa, being trusted by Roodt, who was deceived and trusted them.

7. THE JUDICIARY

7.1 ROODT has openly accused the judiciary of corruption. This is consistent with similar wholesale accusations at the Zondo Commission, resulting in the comments of Zondo that 'rogue judges' would not be protected.

7.2 It is also consistent with general public opinion that the 'sealing' of the CR 17 bank accounts was done to protect implicated judges and others captured. It is a given that the 'sealing' of accounts is done to conceal 'sensitive' information that is potentially incriminating.

7.3 It is glaringly conspicuous that Eastern Cape Judge President Mbeneni has not awarded a date for the then intended Appeal/ Review to be heard, when it was discovered how notorious judge Pickering had retired, and a new judge needed to be appointed to hear the then envisaged Appeal, which led to the initiation of the investigations and discovery of wholesale fraud and corruption 'on an industrial scale', as stated by Judge Zondo publicly, in his reports.

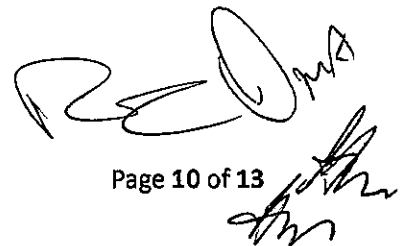
7.4 It is a NOW a given that no Appeal is lawful, as the purported 'orders' are alleged to have never been in court, never heard, and lawfully presided over. This then would be tantamount to requesting an abortion where there is no pregnancy!

7.5 It is alleged that Eastern Cape Judge President, Judge Mbenengi and many other judges were cited in many emails and letters during these investigations. Section 12 of the Judicial Code of Conduct does not protect judges from criminal censure. No one escapes criminal censure, but only where there is the Rule of Law.

7.6 They are subject to the Constitution and laws of the Republic of South Africa, as is every citizen, including Ministers and the State President himself. It then follows that they are subject to criminal censure, with aggravating factors, if they fail to adhere to, for example, section 34 of the POCA Act.

8. WEBBER WENTZEL:

8.1 There are precedents that will be cited in litigation, which will criminally implicate Dario Milo and Kuhle Mavuso personally, and by extension, Webber Wetzel as a juristic entity. It was pointed out that more than sufficient case law exists that has ruled Attorneys and Advocates as criminally accountable when they are aware of fraud, or corruption that has been committed, and personally fail to act and advise clients of these allegations, fail to investigate and advise their clients, that crimes have been committed.



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8.2 I am informed that 'attorney /client privilege' cannot lawfully be claimed, when the indications are indeed that such crimes have been committed - it is tantamount to aiding and abetting after the fact, and concealing the crimes, alternatively obstruction of justice. My understanding now, based on this information and Case law briefly researched, is that this is the case in this matter.

8.3 It is laughable that these papers are only now served, after such a long 'lolling in the doldrums' by ABSA and BARCLAYS bank. It may be possible that they NOW fear the impending consequences potentially following the sensational exposure and admitted guilt of these banks, by Maria Ramos. It is a given that she and these banks were complicit in International syndicated Organised Crime from the onset, for a prolonged period. The citizens speculate, quite rightly so, that her position as life partner of former Minister of Finance, Trevor Manual, aided and abetted the looting and plundering of ALL South Africans on a scale that has yet to be quantified- running into trillions of Rands.

8.4 The attention of all citizens is drawn to the fact that this is not a 'once off plundering', but a *modus-operandi* that spans many years, and the damages and impoverishment of the citizens and Republic continues unabated.

8.5 I understand that Dario Milo threatened ROODT aggressively, and ROODT unceremoniously dealt with him, in no uncertain terms.

8.6 It seems logical that ABSA, BARCLAYS and the Shoprite group had more than enough time and opportunity to privately or publicly confront ROODT, to publicly prove their claimed innocence, and let the world know and see what the facts are, if indeed their position matched their claimed 'moral and ethical high ground'. The immense unfathomable resources available to

these banks, and Shoprite, pitted against ROODT, makes the proverbial 'David and Goliath' analogy pale in comparison.

8.7 It is preposterous for South Africans to accept the ever-present political spin-doctoring in the press, of dealing with corruption, the claimed Rule of Law, and the ever, nauseating sounds of 'we will prosecute without fear or favour'.

8.8 Not a single high-ranking bank official has been convicted for these identified crimes. Maria Ramos has CONFESSED to these crimes.

8.9 Not a single judge has been charged and convicted, despite Zondo stating he would NOT protect them.

8.10 No Ranking liquidators have been charged, investigated or convicted.

8.11 No Masters have been charged, investigated and convicted.

8.12 The NPA openly stated that they are not able to prosecute their way out of corruption;

8.13 Shamila Batohi stated that the Rule of Law was 'in ICU'. It seems patently obvious that this demonstrates a failed State, as claimed by ROODT and a fast-growing crowd of informed groups. It now remains to be seen how long, (or how soon), the citizens will remain in control of their emotions, simmering under the surface, before the eruption of a just and righteous civil uprising against corruption?

8.14 No one can come to any other conclusion other than, Charles Christodoulou, Andrew Johnston and his associates, senior officers of ABSA AND BARCLAYS have targeted the one wrong person in ROODT and the Australian New Zealand / Rood Group.

CONCLUSION:


Notwithstanding ROODT's many requests to ABSA & BARCLAYS to resolve these criminal matters, arrogantly, ABSA has chosen to conceal their actions and ignore ROODT.

Any victim of a robbery, that is robbed of his life's work, has his family destroyed, his health destroyed, his income generation ability destroyed, as the victim, now has to immerse himself in law, spend entire days, 24/7, at his laptop answering mountains of proxilitous legal hog-wash, will have his day in court, albeit a private prosecution, and almost certainly in the international arena!

This summary gives the reader an idea of what Roodt has had to endure and added to that, 4 attempts on his life.

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EXHIBIT E


OFFICE OF THE CHIEF JUSTICE
REPUBLIC OF SOUTH AFRICA

2 February 2017

Media Statement

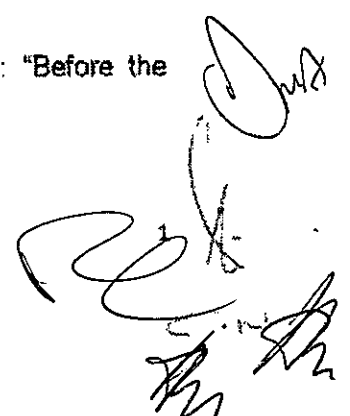
FRAUDULENT COURT ORDERS

The Office of the Chief Justice has noted with concern media reports alleging the use of fraudulent eviction orders in Rosettenville, Johannesburg. We also note that the use of fraudulent court orders extends beyond just eviction orders and that court orders have been falsified to achieve many other criminal ends.

When confronted with an alleged court order, members of the public are urged always to verify its authenticity with the court from which it is allegedly issued. Should any individual be unsure about the legitimacy of any court order they should contact the Chief Registrar or Registrar's office of the particular court where the order is said to have been issued.

However, there are a number of things that an individual can look out for that can help ascertain the authenticity of a court order.

- The order will have the emblem of the office of the Chief Justice affixed to the top of it, older orders will have the Coat of Arms emblem affixed to it;
- It will state in which Division the order was made e.g. "In the High Court of South Africa, North West Division, Mafikeng";
- It will have the date it was issued;
- It will state the name of the Judge as per the following example: "Before the Honourable Mr Justice Mamogale";
- It will state the names of the Plaintiff and Defendant;



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- It will state the order given;
- The date stamp of the court will be affixed;
- The order will be signed by the Registrar, and
- The court seal will be affixed to the order.

The Office of the Chief Justice is exploring a number of further options aimed at improving the security of court orders. These will be communicated once implemented.

If it is determined that the court order in an individual's possession is not a legitimate, the fraudulent court order must be reported to the Registrar's office at the court of issue and the matter must be reported to the nearest South African Police Service station for further investigation. It is a criminal offense for anyone to issue a document that purports to be a court order if it was not issued at court by a judge.

Media inquiries may be directed to:

Mr Nathi Mncube

Chief Director: Court Administration

Spokesperson of the RSA Judiciary

T: 0104932500 C: 0848148364 E: NMncube@judiciary.org.za

Ends.

Issued by the Office of the Chief Justice

RC 20ms
The

EXHIBIT F

CASE NO: 5078/2016
IN THE HIGH COURT OF SOUTH AFRICA
(EASTERN CAPE DIVISION, GRAHAMSTOWN)
24TH JULY 2018



BEFORE THE HONOURABLE MR JUSTICE MAGEZA, AJ
IN THE MATTER BETWEEN:

ABSA BANK LIMITED

APPLICANT

AND

TIADOR 119 CC

RESPONDENT

Having heard Adv. Paterson (S.C.), Counsel for the Applicant and having read the documents filed of record

IT IS ORDERED:

1. THAT the Respondent is hereby placed under provisional winding up in the hands of the Master of the High Court.
2. THAT a *rule nisi* hereby issued calling upon the Respondent and all other interested persons, if any, to show cause on 14th August 2018 at 10h00, or as soon thereafter as the matter may be heard, why an order should not be made in the following terms:
 - 2.1. That the Respondent is placed under final winding up; and
 - 2.2. That the costs of the application be costs in the winding up of the Respondent.
3. THAT a copy of this order be:
 - 3.1. served on the attorneys of record of the Respondent;
 - 3.2. served on the South African Revenue Services;



CASE NO: 3352/2012

IN THE HIGH COURT OF SOUTH AFRICA
EASTERN CAPE DIVISION, GRAHAMSTOWN

10th NOVEMBER 2014

BEFORE THE HONOURABLE MR. JUSTICE PICKERING

IN THE MATTER BETWEEN:

THE PETROLEUM OIL AND

PLAINTIFF

GAS CORPORATION OF SOUTH AFRICA

(SOC) LIMITED

AND

FANTASTIC VIEW PROPERTIES CC

DEFENDANT

Having heard Adv. Williams, Counsel for the Plaintiff and having read the documents filed of record

IT IS ORDERED:

THAT judgment by default be and is hereby granted against the Defendant in the following terms:

1. Payment of the amount of R10 038 972.10 in respect of the closing debit balance;
2. Interest thereon, calculated daily and compounded monthly, at the rate of prime plus 2% per annum from date of demand to date of payment;
3. Costs of suit.

BY ORDER OF COURT



N. BIKITSHA

COURT REGISTRAR

WHITESIDE



3(b)

3.3. served on the employees (if any) of the Respondent; and

3.4. published in one publication of The Daily Dispatch newspaper.

BY ORDER OF COURT

NR

N. BIKITSHA

COURT REGISTRAR

WR & C

Date	27/11/18	Time	10:14
Received	22	Copies	
Signed	<i>[Signature]</i>		
NEVILLE BORMAN & BOTHA			

[Handwritten signature]
[Handwritten initials]

CASE NO: 5079/2016

IN THE HIGH COURT OF SOUTH AFRICA
(EASTERN CAPE DIVISION, GRAHAMSTOWN)

24TH JULY 2018

BEFORE THE HONOURABLE MR JUSTICE MAGEZA, AJ
IN THE MATTER BETWEEN:

ABSA BANK LIMITED

APPLICANT

AND

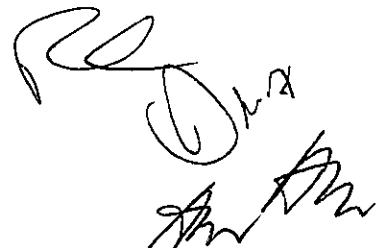
SILVER FALLS TRADING 178 CC

RESPONDENT

Having heard Adv. Paterson (S.C.), Counsel for the Applicant and having read the documents filed of record

IT IS ORDERED:

1. THAT the Respondent is hereby placed under provisional winding up in the hands of the Master of the High Court.
2. THAT a *rule nisi* hereby issued calling upon the Respondent and all other interested persons, if any, to show cause on 14th August 2018 at 10h00, or as soon thereafter as the matter may be heard, why an order should not be made in the following terms:
 - 2.1. That the Respondent is placed under final winding up; and
 - 2.2. That the costs of the application be costs in the winding up of the Respondent.
3. THAT a copy of this order be:
 - 3.1. served on the attorneys of record of the Respondent;
 - 3.2. served on the South African Revenue Services;

Handwritten signature and initials, likely of the judge or a legal representative, in the bottom right corner of the document.

40

3.3. served on the employees (if any) of the Respondent; and

3.4. published in one publication of The Daily Dispatch newspaper.

BY ORDER OF COURT

NB

N. BIKITSHA
COURT REGISTRAR
WR & C

Date..	27/7/18	Time..	12:14
Received.....	2	Copies	
Signed.....	<i>[Signature]</i>		
NEVILLE BORMAN & BOTHA			

[Handwritten signatures]

CASE NO: 5080/2018

IN THE HIGH COURT OF SOUTH AFRICA
(EASTERN CAPE DIVISION, GRAHAMSTOWN)

24TH JULY 2018

BEFORE THE HONOURABLE MR JUSTICE MAGEZA, AJ

IN THE MATTER BETWEEN:

ABSA BANK LIMITED

APPLICANT

AND

LUBEX (GREASES, LUBRICANTS & CHEMICALS) CC **RESPONDENT**

Having heard Adv. Paterson (S.C.), Counsel for the Applicant and having read the documents filed of record

IT IS ORDERED:

1. THAT the Respondent is hereby placed under provisional winding up in the hands of the Master of the High Court.
2. THAT a *rule nisi* hereby issued calling upon the Respondent and all other interested persons, if any, to show cause on 14th August 2018 at 10h00, or as soon thereafter as the matter may be heard, why an order should not be made in the following terms:
 - 2.1. That the Respondent is placed under final winding up; and
 - 2.2. That the costs of the application be costs in the winding up of the Respondent.
3. THAT a copy of this order be:
 - 3.1. served on the attorneys of record of the Respondent;
 - 3.2. served on the South African Revenue Services;

[Handwritten signature]
[Handwritten initials]

3.3. served on the employees (if any) of the Respondent; and

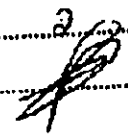
3.4. published in one publication of The Daily Dispatch newspaper.

5/6/1

BY ORDER OF COURT



N. BIKITSHA
COURT REGISTRAR
WR & C

Date.....	27/1/13	Time.....	10:14
Received.....	2	Copies	
Signed.....			
NEVILLE BORMAN & BOTHA			



CASE NO: 5081/2018

IN THE HIGH COURT OF SOUTH AFRICA

(EASTERN CAPE DIVISION, GRAHAMSTOWN)

24TH JULY 2018

BEFORE THE HONOURABLE MR JUSTICE MAGEZA, AJ

IN THE MATTER BETWEEN:

ABSA BANK LIMITED

APPLICANT

AND

FANTASTIC VIEW PROPERTIES CC

RESPONDENT

Having heard Adv. Paterson (S.C.), Counsel for the Applicant and having read the documents filed of record

IT IS ORDERED:

1. THAT the Respondent is hereby placed under provisional winding up in the hands of the Master of the High Court.
2. THAT a *rule nisi* hereby issued calling upon the Respondent and all other interested persons, if any, to show cause on 14th August 2018 at 10h00, or as soon thereafter as the matter may be heard, why an order should not be made in the following terms:
 - 2.1. That the Respondent is placed under final winding up; and
 - 2.2. That the costs of the application be costs in the winding up of the Respondent.
3. THAT a copy of this order be:
 - 3.1. served on the attorneys of record of the Respondent;
 - 3.2. served on the South African Revenue Services;



Wb

3.3. served on the employees (if any) of the Respondent; and

3.4. published in one publication of The Daily Dispatch newspaper.

BY ORDER OF COURT

NR

N. BIKITSHA

COURT REGISTRAR

WR & C

Date.....	Time.....
Received.....	Copies.....
Signed.....	
NEVILLE BORMAN & BOTHA	

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CASE NO: 5078/2018

IN THE HIGH COURT OF SOUTH AFRICA

EASTERN CAPE DIVISION, GRAHAMSTOWN

14th AUGUST 2018

BEFORE THE HONOURABLE MR JUSTICE PICKERING

IN THE MATTER BETWEEN:

ABSA BANK LIMITED

APPLICANT

AND

TIADOR 119 CC

RESPONDENT

Having heard Adv. Paterson (SC), Counsel for the Applicant and having read the documents filed of record

IT IS ORDERED:

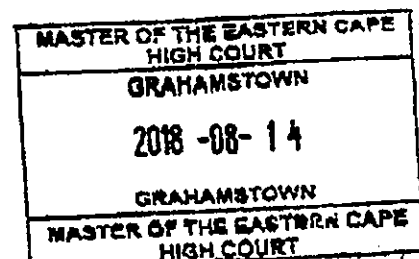
1. THAT the matter be and is hereby postponed until Wednesday 22nd August 2018 and the Rule extended until that date.
2. THAT the respondent Tiador 119 CC, and the Interested party are to serve their papers in their application for a postponement on the Master today.
3. THAT the Master is requested to furnish his report to this court as a matter of urgency on or before 21st August 2018.
4. THAT Respondent, Tiador 119 CC, is to pay the wasted costs of today occasioned by the postponement. The remaining costs are reserved for decision on 22nd August 2018.

BY ORDER OF COURT

P.M. TOYISI

COURT REGISTRAR

WR & C



7161

CASE NO: 5079/2016

IN THE HIGH COURT OF SOUTH AFRICA
EASTERN CAPE DIVISION, GRAHAMSTOWN

14th AUGUST 2018

BEFORE THE HONOURABLE MR JUSTICE PICKERING
IN THE MATTER BETWEEN:

ABSA BANK LIMITED

APPLICANT

AND

SILVER FALLS TRADING 178 CC

RESPONDENT

Having heard Adv. Paterson (SC), Counsel for the Applicant and having read the documents filed of record

IT IS ORDERED:

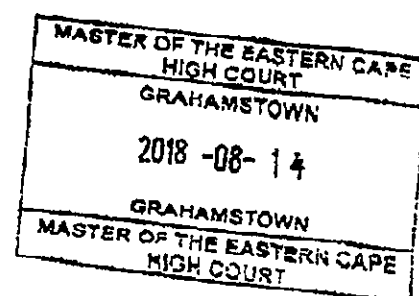
1. THAT the matter be and is hereby postponed until Wednesday 22nd August 2018 and the Rule extended until that date.
2. THAT the respondent Tiador 119 CC, and the Interested party are to serve their papers in their application for a postponement on the Master today.
3. THAT the Master is requested to furnish his report to this court as a matter of urgency on or before 21st August 2018.
4. THAT Respondent, Tiador 119 CC, is to pay the wasted costs of today occasioned by the postponement. The remaining costs are reserved for decision on 22nd August 2018.

BY ORDER OF COURT

P.M. TOYISI

COURT REGISTRAR

W R & C



[Handwritten signatures and initials]

CASE NO: 5081/2016

IN THE HIGH COURT OF SOUTH AFRICA

EASTERN CAPE DIVISION, GRAHAMSTOWN

14th AUGUST 2018

BEFORE THE HONOURABLE MR JUSTICE PICKERING

IN THE MATTER BETWEEN:

ABSA BANK LIMITED

APPLICANT

AND

FANTASTIC VIEW PROPERTIES CC

RESPONDENT

Having heard Adv. Paterson (SC), Counsel for the Applicant and having read the documents filed of record

IT IS ORDERED:

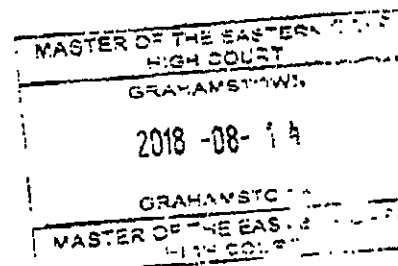
1. THAT the matter be and is hereby postponed until Wednesday 22nd August 2018 and the Rule extended until that date
2. THAT the respondent Tiador 119 CC, and the Interested party are to serve their papers in their application for a postponement on the Master today.
3. THAT the Master is requested to furnish his report to this court as a matter of urgency on or before 21st August 2018.
4. THAT Respondent, Tiador 119 CC, is to pay the wasted costs of today occasioned by the postponement. The remaining costs are reserved for decision on 22nd August 2018

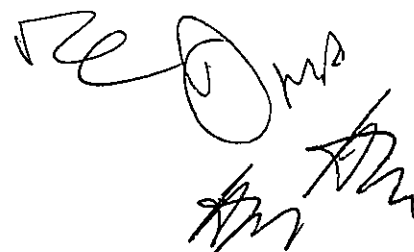
BY ORDER OF COURT


P.M. TOYISI

COURT REGISTRAR

WR & C





CASE NO: 5080/2016

IN THE HIGH COURT OF SOUTH AFRICA

EASTERN CAPE DIVISION, GRAHAMSTOWN

14th AUGUST 2018

BEFORE THE HONOURABLE MR JUSTICE PICKERING

IN THE MATTER BETWEEN:

ABSA BANK LIMITED

APPLICANT

AND

**LUBEX (GREASES, LUBRICANTS AND
CHEMICALS CC)**

RESPONDENT

Having heard Adv. Paterson (SC), Counsel for the Applicant and having read the documents filed of record

IT IS ORDERED:

1. THAT the matter be and is hereby postponed until Wednesday 22nd August 2018 and the Rule extended until that date.
2. THAT the respondent Tiedor 119 CC, and the Interested party are to serve their papers in their application for a postponement on the Master today.
3. THAT the Master is requested to furnish his report to this court as a matter of urgency on or before 21st August 2018.
4. THAT Respondent, Tiedor 119 CC, is to pay the wasted costs of today occasioned by the postponement. The remaining costs are reserved for decision on 22nd August 2018.

BY ORDER OF COURT

P.M. TOYISI

COURT REGISTRAR

WR & C

MASTER OF THE EASTERN CAPE HIGH COURT GRAHAMSTOWN
2018 -08- 14
GRAHAMSTOWN MASTER OF THE EASTERN CAPE HIGH COURT

[Handwritten signatures and initials]

10

CASE NO: 5081/2016

IN THE HIGH COURT OF SOUTH AFRICA

EASTERN CAPE DIVISION, GRAHAMSTOWN

22nd AUGUST 2018

BEFORE THE HONOURABLE MR. JUSTICE PICKERING

IN THE MATTER BETWEEN:

ABSA BANK LIMITED

APPLICANT

AND

FANTASTIC VIEW PROPERTIES CC

RESPONDENT

Having heard Counsel for the Applicant and having read the documents filed of record

IT IS ORDERED:

1. THAT the application for leave to intervene be and is hereby refused with costs.
2. THAT the application for a postponement be and is hereby refused with the costs thereof to be paid by Tiador 119 CC.
3. THAT the provision order of liquidation be and is hereby made final.

BY ORDER OF COURT

P.N. MOLETSANE

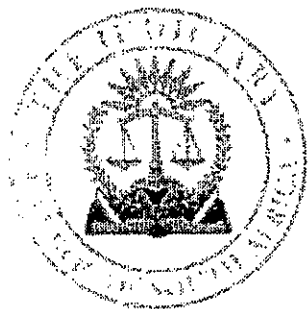
REGISTRAR

WR&C

Date.....	Time.....
Received.....	Copies.....
Signed.....	
NEVILLE BORMAN & KOTHA	

[Handwritten signature]

EXHIBIT F2



JUDICIARY

Annual Report

2017/18

188 14Th road, noordwyk, Midrand, 1685

Private bag x10, Marshalltown, 2107

+27 (0)10 493 2500

enetsiozwi@judiciary.org.za

www.judiciary.org.za

South African Judiciary

@OCJ_RSA

ocj_rsa

Re Hm

of Correctional Services, the National Council for Correctional Services, and the Judicial Inspectorate for Correctional Services.

d. Court Order Integrity Committee

(i) Terms of reference and purpose

At the meeting of the NEEC, concerns were raised about the prevalence of fraudulent activities relating to court orders at both the Superior and Magistrates' Courts. This is a serious threat to access to justice and undermines the very integrity of the judicial system and the public confidence in the courts. A fraudulent court order in the wrong hands can cause great injustice and harm.

X In response to this grave matter, the NEEC established a committee to:

1. Identify patterns and processes employed by the perpetrators in an effort to assist the focus of investigations on a national scale;
2. Ensure early detection of patterns of corruption at all stakeholders which negatively impact on the efficacy of the justice system;
3. Advise on steps to capacitate the courts and stakeholders in an effort to eradicate the scourge of fraudulent court orders; and
4. Advise on the requirements an automated court system will have on addressing these concerns.

The committee was also mandated to investigate the possibility of educating the public on court processes and creating public awareness on the steps that must be taken to eradicate these fraudulent practises.

(ii) Composition

Judge President D Mlambo chairs the committee and the following members were appointed to the committee: A representative of the Heads of Court, the chairperson of the NOC; a representative of the leadership of the Magistracy, a representative of SAPS; OCJ officials; a representative of the DoJ&CD; representatives of the organised legal profession and a representative of the NPA.

(iii) Resolutions, achievement and actions

Considering the significant impact fraudulent court orders have on access to justice in society, as well as the syndication of activity aimed at undermining the integrity of court orders, the committee engaged both SAPS and Directorate for Priority Crime Investigation (DPCI) on the issue. As a result, the production of fraudulent court orders was identified as a national priority offence and the DPCI was tasked with the investigation thereof.

The committee further recommended the introduction of a court order template with standard identifying features and use of the Judiciary emblem. A unique court stamp with unique features that prohibit fraudulent duplication, was designed for use at all Superior Courts. These recommendations were approved by the Heads of Court and has since been implemented.

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representative of the DoJ&CD; representatives of the organised legal profession and a representative of the NPA.

(iii) Resolutions, achievement and actions

Considering the significant impact fraudulent court orders have on access to justice in society, as well as the syndication of activity aimed at undermining the integrity of court orders, the committee engaged both SAPS and Directorate for Priority Crime Investigation (DPCI) on the issue. As a result, the production of fraudulent court orders was identified as a national priority offence and the DPCI was tasked with the investigation thereof.

The committee further recommended the introduction of a court order template, with standard identifying features and use of the Judiciary emblem. A unique court stamp, with unique features that prohibit fraudulent duplication, was designed for use at all Superior Courts. These recommendations were approved by the Heads of Court and has since been implemented.

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of Correctional Services, the National Council for Correctional Services, and the Judicial Inspectorate for Correctional Services.

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2. Ensure early detection of patterns of corruption at all stakeholders which negatively impact on the efficacy of the justice system;
3. Advise on steps to capacitate the courts and stakeholders in an effort to eradicate the scourge of fraudulent court orders; and
4. Advise on the requirements an automated court system will have on addressing these concerns.

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(iii) Resolutions, achievement and actions

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The committee further recommended the introduction of a court order template with standard identifying features and use of the judiciary emblem. A unique court stamp with unique features that prohibit fraudulent duplication was designed for use at all Superior Courts. These recommendations were approved by the Heads of Court and has since been implemented.

of Correctional Services, the National Council for Correctional Services, and the Judicial Inspectorate for Correctional Services.

d. Court Order Integrity Committee

(i). Terms of reference and purpose:

At the meeting of the NEEC, concerns were raised about the prevalence of fraudulent activities relating to court orders at both the Superior and Magistrates' Courts. This is a serious threat to access to justice and undermines the very integrity of the judicial system and the public confidence in the courts. A fraudulent court order in the wrong hands can cause great injustice and harm.

In response to this grave matter, the NEEC established a committee to:

1. Identify patterns and processes employed by the perpetrators in an effort to assist the focus of investigations on a national scale;
2. Ensure early detection of patterns of corruption at all stakeholders which negatively impact on the efficacy of the justice system;
3. Advise on steps to capacitate the courts and stakeholders in an effort to eradicate the scourge of fraudulent court orders; and
4. Advise on the requirements an automated court system will have on addressing these concerns.

The committee was also mandated to investigate the possibility of educating the public on court processes and creating public awareness on the steps that must be taken to eradicate these fraudulent practices.

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(iii). Resolutions, achievement and actions

Considering the significant impact fraudulent court orders have on access to justice in society, as well as the syndication of activity aimed at undermining the integrity of court orders, the committee engaged both SAPS and Directorate for Priority Crime Investigation (DPCI) on the issue. As a result, the production of fraudulent court orders was identified as a national priority offence and the DPCI was tasked with the investigation thereof.

The committee further recommended the introduction of a court order template, with standard identifying features and use of the Judiciary emblem. A unique court stamp, with unique features that prohibit fraudulent duplication, was designed for use at all Superior Courts. These recommendations were approved by the Heads of Court and has since been implemented.

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EXHIBIT G

Response letter on the request for Investigation of Court Orders

2 messages

Vuyisile VE. Gazi <VGazi@judiciary.org.za>

22 October 2021 at 14:26

To: Lubexfuels Johann Roodt <lubexfuels@gmail.com>

Cc: Ranako Mabunda <rmabunda@judiciary.org.za>

Dear Mr Roodt

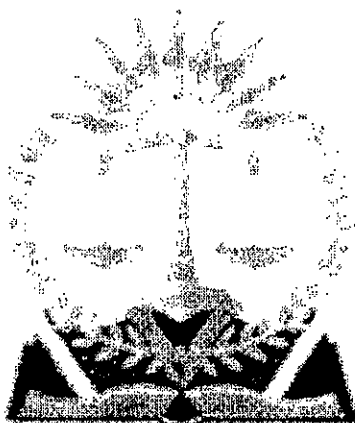
Trust this email finds you in good spirit and health.

Kindly find the attached response letter pertaining to your request for investigation on the authenticity and validity of the Court Orders bearing case number 5078/2016, 5079/2016, 5080/2016 and 5081/2016, purported to be granted on 24 July 2018 before the Honourable Justice Mr Mageza, and on 14 August 2018 and 22 August 2018 by the Honourable Justice Pickering.

The letter provides a response on the outcome of the investigation.

Trust you find it in order.

Kind regards



OFFICE OF THE CHIEF JUSTICE
REPUBLIC OF SOUTH AFRICA

Vuyisile Gazi

Forensic Auditor

Office of the Chief Justice

188 14th Road, Noordwyk, Midrand, 1685

Private Bag X10, Marshalltown, 2107

Tel: 010 493 2500 Cell 078 850 3027

Email: vgazi@judiciary.org.za

Website: www.judiciary.org.za

RC
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[Signature]

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Response Letter to Mr Roodt.pdf
770K

Lubexfuels Johann Roodt <lubexfuels@gmail.com>
Draft To: "Vuyisile VE. Gazi" <VGazi@judiciary.org.za>

22 October 2021 at 14:38

[Quoted text hidden]

2 attachments



image001.jpg
10K

OFFICE OF THE CHIEF JUSTICE
REPUBLIC OF SOUTH AFRICA



image001.jpg
10K

OFFICE OF THE CHIEF JUSTICE
REPUBLIC OF SOUTH AFRICA

Handwritten signatures and initials:

- Top signature: [Illegible]
- Middle signature: [Illegible]
- Bottom signature: [Illegible]

Exhibit G



126 14th Floor, FNB Building, Grahamstown, 6050
Private Bag X10, Maitland, 6050
Tel: +27 30 493 2500 Fax: +27 30 493 2501
Email: info@ojce.co.za
www.ojce.co.za

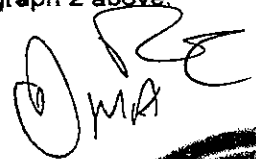
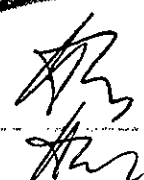
22 October 2021

Mr Hermanus Johannes Roodt

Complainant

RE: COMPLAINT ON THE ALLEGATIONS OF AUTHENTICITY AND VALIDITY OF THE LIQUIDATION ORDERS IN THE MATTERS OF; ABSA BANK LTD AND TIADOR 119 CC CASE NO. 5078/2016, ABSA BANK LTD AND SILVER FALLS TRADING 178 CC CASE NO. 5079/2016, ABSA BANK LTD AND LUBEX CASE NO. 5080/2016, AND ABSA BANK LTD AND FANTASTIC VIEW PROPERTIES CC CASE NO. 5081/2016, PURPORTED TO BE GRANTED AT THE EASTERN CAPE DIVISION, GRAHAMSTOWN HIGH COURT, AND WHETHER THE MATTERS WERE HEARD IN OPEN COURT

1. We refer to the above matter reported to the Forensic Unit of the Office of the Chief Justice (OCJ) on 27 July 2021.
2. The matter was evaluated after which a determination was made that an investigation was warranted to determine the authenticity and validity of the Court Orders in the matters of Absa Bank Ltd and Tiador 119 CC Case no. 5078/2016, Absa Bank Ltd and Silver Falls Trading 178 CC Case no. 5079/2016, Absa Bank Ltd and Lubex Case no. 5080/2016, and Absa Bank Ltd and Fantastic View Properties CC Case no. 5081/2016, purported to be granted on 24 July^o 2018 by the Honourable Mr Justice Mageza, on 14 August and 22 August 2018 by Honourable Mr Pickering at the Eastern Cape Division, Grahamstown High Court.
3. On 29 August 2021 we held a telephonic interview with you in which you later provided this office with your sworn complainant statement raising allegations as per paragraph 2 above.
✓ We further met in person on 29 September 2021 following emails received from you pertaining to this matters and others. In the said meeting we explained the scope of the investigation that of being to determine the authenticity and validity of the Court Orders in paragraph 2 above.

4. The investigation was conducted and the outcome is as follows:

4.1 The Court Orders in the matters of Absa Bank Ltd and Tiador 119 CC Case no. 5078/2016, Absa Bank Ltd and Silver Falls Trading 178 CC Case no. 5079/2016, Absa Bank Ltd and Lubex Case no. 5080/2016, and Absa Bank Ltd and Fantastic View Properties CC Case no. 5081/2016, purported to be granted on 24 July 2018 by the Honourable Mr Justice Mageza, on 14 August and 22 August 2018 by Honourable Mr Pickering at the Eastern Cape Division, Grahamstown High Court, are authentic and thus valid.

4.2 The Court Orders in the matters of Absa Bank Ltd and Tiador 119 CC Case no. 5078/2016, Absa Bank Ltd and Silver Falls Trading 178 CC Case no. 5079/2016, Absa Bank Ltd and Lubex Case no. 5080/2016, and Absa Bank Ltd and Fantastic View Properties CC Case no. 5081/2016, purported to be granted on 24 July 2018 by the Honourable Mr Justice Mageza, on 14 August and 22 August 2018 by Honourable Mr Pickering at the Eastern Cape Division, Grahamstown High Court, were duly held in open court.

4.3 According to records (court rolls for 24 July 2018 and 14 August 2018), the matters were heard in open court wherein your legal representatives were present. On 24 July 2018, a Court Order was granted by Honourable Mr Justice Mageza AJ placing the respondents under provisional winding up in the hands of the Master of the High Court.

4.4 On 14 August 2018, Court Orders were granted by the Honourable Justice Pickering where the matters were postponed to 22 August 2018 and the rule extended until that date.

4.5 On 14 August 2018, you (Mr Roodt) submitted an application accompanied by your affidavit that the matters be postponed to 07 November 2018 and the Rule Nisi issued on 24 July 2018 be extended to 07 November 2018.

4.6 On 22 August 2018, Court Orders were granted by the Honourable Mr Justice Pickering wherein the application for leave to intervene by the intervening party was refused, the application for postponement was refused and provisional liquidation made final.

4.7 The Grahamstown High Court at the time of issuing of the Court Orders in question were not using the procedure of placing Judiciary logo or letter head on their Court Orders, instead were embossing a seal on the original Court Orders given to parties in the matters.

5. The findings of this investigation that a Court Order is valid is not a Court decision but an administrative pronouncement pursuant to an internal investigation relating to the authenticity and validity of the said Court Orders.


6. This response concludes our investigation of the matter.

Kind Regards,



Mr Ranako Mabunda

Chief Director: Audit and Forensic Investigations



DAILY MAVERICK EXHIBIT H.

(<https://www.dailymaverick.co.za>)

SOUTH AFRICA

NACAC DIALOGUE

'Levels of corruption have reached completely unacceptable proportions,' says Chief Justice Zondo



Illustrative image, from left: President Cyril Ramaphosa (Photo: Gallo Images / Alex Pretorius) | Chief Justice Raymond Zondo (Photo: Gallo Images / DJ Kotze) | National Anti-Corruption Advisory Council chair Firoz Cachalia (Photo: Gallo Images / Papi Morake)

By Nonkululeko Njilo

(<https://www.dailymaverick.co.za/author/nonkululeko-njilo/>)

09 Nov 2023

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47

While President Cyril Ramaphosa told a dialogue on building a corruption-free SA that the fight against corruption "is gaining momentum", this sentiment was not shared by Chief Justice Raymond Zondo.

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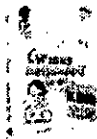
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The work done by the State Capture Commission, chaired by now Chief Justice Raymond Zondo at a cost of just over R1-

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billion, has been lauded internationally as extraordinary, despite the snail's pace in implementing key findings at home.

Professor Christopher Stone, from Oxford University's School of Government in the UK, said although graft was prevalent in governments worldwide, the commission's 5,500-page report had done an exceptional job in highlighting corrupt acts and had had a global impact.



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"There's a degree of public accountability that the commission has achieved in its observations and recommendations... The Chief Justice went out of his way to highlight not just the corrupt acts, but people who stood up to corruption." Stone said.

He was speaking at the two-day National Anti-Corruption Advisory Council's (Nacac's) dialogue in Boksburg this week on building a corruption-free South Africa.

The council, chaired by Firoz Cachalia, was established by President Cyril Ramaphosa in August 2022 to advise on SA's anti-corruption institutional architecture, among other functions.

'Long road ahead'

Speaking at the event, Ramaphosa said that after 1994, there were hopes that democratic SA would herald a "new era of integrity, honesty and ethical conduct by all in positions of responsibility", but this had not been the case.

"Corruption has wounded our democracy and shaken people's faith in our institutions. If corruption is not arrested, the greatest damage will not be in the funds stolen, the jobs lost or the services not delivered. The greatest damage will be to the belief in democracy itself."

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"Our Constitution, which embeds the values of social justice, human dignity, accountability, transparency and the rule of law, is the most powerful instrument we have to fight crime and corruption," Ramaphosa said.

The completion of the work of the State Capture Commission and subsequent voluminous report, which laid bare the extent of State Capture, was a watershed moment in the country's history, the President said.


The report went beyond identifying the extent and depth of this criminality, but also presented means to remedy the harm and created the conditions that would prevent its recurrence, he said.

Last month, Zondo decried the slow pace of the government in the establishment of new institutions to safeguard the state against capture 16 months after he handed in the final instalment of the report.

Read more in Daily Maverick: Zondo concerned by no sign of public procurement anti-corruption agency 16 months after State Capture report

(<https://www.dailymaverick.co.za/article/2023-10-26-zondo-concerned-by-no-sign-of-public-procurement-anti-corruption-agency-16-months-after-state-capture-report/>)

He highlighted several areas of concern, including the need for protection of whistle-blowers, the establishment of a portfolio committee in the Presidency and the establishment of an independent, public procurement anti-corruption agency.

Ramaphosa said in his address that these recommendations and other proposals to safeguard the state against capture were being explored through intensive research processes and consultations by Nacac and the Department of Justice and Constitutional Development. ! 

Speaking about strides made in State Capture-related crimes, Ramaphosa listed several successes, which Daily Maverick has been unable to confirm at the time of publishing, including:

- Nine separate court cases, involving 47 individuals and 21 companies, have been brought to court.
- Freezing orders amounting to R14-billion have been authorised by the Asset Forfeiture Unit and a total of R5.4-billion has been recovered and returned to the state.
- The South African Revenue Service has collected R4.9-billion in unpaid taxes as a

Not a single bank, or judge, or Master, or law firm!

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result of evidence brought before the State Capture Commission.

"While there is a long road ahead, the fight against corruption is gaining momentum," Ramaphosa said.

Insufficient progress

Zondo did not appear to share the President's sentiments, warning that if drastic measures were not taken urgently, South Africans would have no place to call home.

"Most of the corruption we get in SA is in the area of public procurement. If we can close the taps in public procurement, we will make a big difference in our fight against corruption. We recommended the establishment of a public anti-corruption agency. We see that the Public Procurement Bill of 2023 doesn't have an institution like that.

"The levels of corruption in our country have reached completely unacceptable proportions, and unless something very drastic and effective is done soon, we will have no country worth calling our home," Zondo said at the Nacac dialogue.

The Chief Justice further suggested that had the Scorpions, an independent and multidisciplinary unit, not been disbanded, corruption would not have skyrocketed to its current levels.

"I have a sense that if the Scorpions were not disbanded, we would not have the level of corruption that we have now in our country," he said.

Read more in Daily Maverick: 'Reimagining of Parliament' thwarted by patchy application of State Capture report proposals
(<https://www.dailymaverick.co.za/article/2023-10-26-reimagining-of-parliament-thwarted-by-patchy-application-of-state-capture-report-proposals/>)

Nacac chair Cachalia stressed the need for a multipronged approach in the fight against corruption. This would include setting up of new institutions in line with Zondo's recommendations.

"This is a complex task. You need skills, you need budgets, you need to get it right because you can set up institutions that fail and anti-corruption institutions that are captured by the corrupt. You can set up institutions in a way that they disrupt other institutions, for instance.

"We can't think about setting up a new institution without thinking about how they affect the SIU [Special Investigating Unit] or the impact it will



Lack of transparent Rule of law can ONLY lead to a civil rejection of the Courts and judiciary - resulting in a justified civil uprising / revolution!

Not true. Almost 95% of the cases, starts with Acc the Banks via the captured judiciary and legal professionals!

The reasons for South Africa now being an Organised Crime State, as well as a FAILED State, is simple:
a) Those who must enforce law - SAPS, the Hawks and the NPA, are liberally staffed with criminals who protect and facilitate the National and International Syndication of Organised Crime on behalf that make the Mafia appear amateur!

If the Hawks were not corrupt, and did their mandate, this would never happen. Creating a new Unit is an EYE - Blinding move - a decay move!

Hallelujah!

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have on the Directorate of Priority Crime Investigations (DPCI)."

What an insult to even the dim-witted!

This comes after the National Prosecuting Authority (NPA) faced widespread criticism for its failure to produce evidence that the Gupta family's network was implicated in the Nulane fraud and money-laundering case.

The Investigating Directorate (ID), tasked with delivering critical State Capture prosecutions, has said it would not be able to prosecute all State Capture cases

(<https://www.dailymaverick.co.za/article/2023-10-27-investigating-directorate-boss-says-they-will-prioritise-state-capture-cases-with-most-impact/>) because of a lack of resources, an inadequate budget and a skewed criminal justice system.

Instead, it will assess and prioritise cases that deliver the most impact and those that have been most damaging to SA's constitutional democracy.

Whistle-blowers

Zondo also reiterated the need for the incentivisation of whistle-blowers in cases where money was recovered, saying that they should be entitled to a percentage of recovered money. He urged the council to explore the format in which this would take place.

"Whistle-blowers helped to stop State Capture. Everybody talks about the protection of whistle-blowers, but all of you would be aware the commission went beyond that, recommending we incentivise them to blow the whistle..."

Not so, it continues unabated.

"Incentivisation applies to somebody who makes a disclosure and then money is recovered, but perhaps this council can look at how do we incentivise whistle-blowers to come forward before the money is stolen," Zondo said. DM

(<https://www.dailymaverick.co.za/article/2023-11-09-levels-of-corruption-have-reached-completely-unacceptable-proportions-says-chief-justice-zondo/>)

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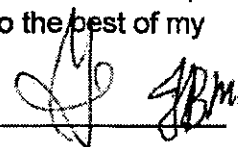
AFFIDAVIT

I, Izak Cornelius Duvenage hereby make oath and declare:

1. I am an adult male and the Director of Izandu (Pty) Ltd., a firm specialising in Risk and Legal Management as well as assisting in the investigations of, and reporting on, Commercial Crime and Banking Fraud related matters.
2. I reside at 7 De Rouwe Street, Beyerspark, Boksburg. 1459.
3. My emails are: izandu@live.co.za and izakdu@hotmail.com.
4. My Mobile number is (082) 458 - 2872.

Background Information for the record

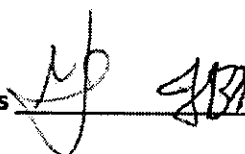
5. I started assisting Mr. Hermanus Johannes Roodt ("Johann") during or about July 2016 in the drafting of criminal Affidavits. One such Affidavit was filed against employees of Absa Bank – It related to suspected fraud regarding an unlawful Liberty Life contract that was debited unlawfully against a company in the Australian New Zealand / Roodt Group of Companies, namely Fantastic View CC. I stayed over for one night at his house in Kindlewood Estate, Umhlanga Rocks.
6. With the benefit of hindsight, it appears that Johann and his companies have been targeted in synchronised Organised Crime syndication. At that time, it was merely starting.
7. I got to know Johann and was one of the people on his team that assisted him in ongoing perusal of documentary evidence and other investigations that led to the surreal exposure of massive Bank manipulation of the legal system and other suspected Court related Frauds and Corruption.
8. During or about March 2021 Johanin stayed at my house for some 10 days or so during investigations. We, together with others, slowly and painstakingly investigated and addressed every possible issue relating to the purported liquidations of Johann's 4 companies, alleged to have been heard and presided over in the Grahamstown High Court, in Cases 5078/2016, 5079/2016, 5080/2016, and 5081/2016.
9. I cannot accurately say exactly how many emails and letters were written and mailed to each and every known and implicated/suspected individuals, legal firms, attorneys and advocates, court officers, Registrars, senior bank officials, and judges - all that were seized in the Group/Roodt matters. To the best of my





knowledge, not a single one rebutted the then unfolding and mounting indications of unlawful conduct. None can claim ignorance. No one denied and/or confirmed the content of our e-mails addressed.

10. It was eventually irrefutably proven that all the purported Court orders, issued in the High Court matters quoted in paragraph 8 above, were totally fraudulent, never presided over, and falsely/fraudulently manufactured and uttered. To add insult and injustice to injury, this included Johann's own legal team members, in what now have become deeds of suspected Racketeering.
11. Advocate Willem Olivier, who "acted" for Johann's group, instructed by the group's attorneys, Neville Bormann and Botha, per Meghan von Willdemann, was also confronted with the mounting indications of corruption and fraud against the Group, in concert with others, and afforded the opportunity to clarify his part. He was unable/unwilling to do so and, instead elected to sue me personally for R5 million, in the Grahamstown High Court - where the now proven frauds happened - despite the fact that I reside and operate in Boksburg.
12. As he is an Advocate of the High Court, I find it inconceivable that he was ignorant of jurisdictional issues in suing me. He was rebutted and abandoned his attempt to, in my view, intimidate me, after I filed criminal charges against in in this regard.
13. Johann and I met, on two occasions, with Advocate Willie Hofmyer ("Willie") and submitted the fraudulent purported orders to him. He concurred with the glaring fraudulency alleged by Johann and requested permission to file these and other documents with the Zondo Commission. Willie was, at that stage requested to give evidence of the possible capture of the Judicial system. The ZONDO Commission hearings were then ongoing into various allegations of State Capture.
14. Johann granted permission and informed Willie that he was willing to give evidence into the matters before the Zondo Commission.
15. We also made personal representations to General Godfrey Lebeya, National Head of the Directorate of Priority Crime Investigations, at his office in Silverton, Pretoria, on or about 26 March 2021.
16. Johann presented the evidence and General Lebeya concurred within a few minutes. We informed him that we had met with Willie, who also concurred with the fraudulent purported orders of the Grahamstown High Court exposed.
17. I also raised the issue of bank securitization with the General, and the unlawful actions, misrepresentations and fraudulent conduct flowing from this. It has been going on for years. The General raised the possibility of me giving training and assistance to DPCI investigators. This was explored but sadly lost momentum.





18. Johann cautiously informed the General that Judges were implicated. Without hesitation, General Lebeya instantly, stated that ANYONE would be prosecuted if clear and concise evidence was provided, alluding that this included Judges, as it was in this context that he made the statement.
19. Johann requested guidance from General Lebeya, going forward. The General stated that "you have uncovered sophisticated fraud and crime that might be too sophisticated for the DPCI or the NPA to pursue and prosecute", and mandated us to investigate, and report to the SAPS on it. He provided the names and contact details of the KZN Provisional Commander of DPCI, as well as the Eastern Cape Commander. If I recall correctly, they were Generals Senoma and Ngwenya. General Lebeya stated that the EC Commander did not live in the same town he worked in, because of corruption. The suggestion by General Lebeya was that we file criminal charges at the relevant Police Stations and ask for those CID Commanders to inform him of such cases when filed.
20. Johann took down all the details. General Lebeya gave each of us his personal business card. He stated that the Provincial Commanders were to assist in the investigations and that he would be monitoring progress.
21. At the reception the Receptionist graciously took pictures of us in the reception area.
22. Johann could have deposed to Affidavits much sooner than now and registered criminal cases. Instead, he elected to continue investigations and accumulate further documentary and other evidence. In my view, this unnerved the growing number of suspects and has now also resulted in various suspected attempts on his life.
23. In my personal view, this long-suffering and patient approach, in the face of immense threats and opposition has single - handedly exposed as generally corrupt, just about the entire legal fraternity, banks, judiciary, and more.
24. I am more than sure this placed everyone that has had sight or was in any way informed of these alleged unlawful acts and conduct in an invidious position of having to report even allegations of corruption and fraud to the DPCI for investigation and prosecution. As required by various local and international Anti - Commercial Crime Laws.
Such matters reported to the DPCI, should be vigorously investigated by the DPCI for possible prosecution by the NPA. My understanding is that, it is an offence to not do so, in terms of South African and international commercial crime combating laws.

Initials  




I know and understand the content of this affidavit.
I have no objection in taking the prescribed oath.
I consider the oath to be binding on my conscience.
I swear the content of this affidavit is true." So help me GOD"

PLACE: Boksburg North
DATE: 7 July 2023
TIME 10.h.50

DEPONENT - I C Duvenage

COMMISSIONER OF OATHS

I HEREBY CERTIFY that the Deponent has acknowledged that he knows and understands the contents of this Affidavit which was sworn to before me

At SAPS Boksburg North on the ²² day of July 2023. The Regulations contained in Government Notice NO R 1258 of 21st July 1972 (as amended by G.N.R 1648 of 19 August 1977, G.N.R 1428 of 11 July 1980, and G.N.R 774 of 23 April 1982 have been complied with.

Signature:

NAME: *Beakgotea Timothy Makapa*

ADDRESS: SAPS Boksburg North,
37 Fourth Street,
Boksburg North 1459

DATE: 7 July 2023

TIME: 10.h.51

OFFICIAL STAMP

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