

IN THE HIGH COURT OF SOUTH AFRICA
(EASTERN CAPE LOCAL DIVISION, PORT ELIZABETH)
ROLL CALL – CIVIL TRIALS
Before Honourable Justice Van Zyl, DJP
28 January 2021

Trial date: 01 February 2021

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|----|---------|---|---|
| 1 | 1149/18 | Mvuleni Gwata vs Minister of Police +1 | LHK van der Bank
State Attorneys |
| 2. | 3313/17 | Phumzile Moshi vs RAF | John B Scott Att
Road Accident Fund |
| 3. | 4289/17 | Julie Margaret Coetzee vs Dr T W Kokoszka | Morne Struwig Inc
BLC |
| 4. | 1504/19 | Luvuyo Soci vs RAF | Labuschagne van
der Walt Inc
Road Accident Fund |

5. 2860/18 Lwando Nongogo vs RAF McWilliams & Elliot
Road Accident Fund

6 Ntombizoddwa Patricia Olifant vs NMBM 1025/2017 & 1026/2017
LHK van der Bank
McWilliams & Elliott

Trial date: 02 February 2021

7. 3486/18 Llewellyn E Bouman vs Minister of Police+1
Pieter McKenzie Att
State Attorneys

8 2854/17 Ntombexolo Joey Haas vs RAF John B Scott Att
Road Accident Fund

9. 1391/20 Red Cherry Marketing CC vs Ulrike Bolmann
Pagdens Inc
Goldberg & De
Villiers

10. 2716/18 Michiel Klue vs Hume Melville + 1 Greyvensteins
Schaefer Inc
11. 2090/18 Francois Michillies vs RAF W Langson & Ass
Road Accident Fund
12. 3702/15 Sipehelele Codesa Mtana vs RAF Morne Struwig Inc
Road Accident Fund

Trial date: 03 February 2021

13. ~~707/20 Archibald F Hitge vs Martha J Hitge~~
~~Rushmere Neach
Pagdens Inc~~
REMOVED
14. 150/15 Adomako Isaac Acheampong vs RAF John B Scott Att
Road Accident Fund

15. 1367/14 Norman Solomon vs Min of Correctional Serv
BBV
State Attorneys

Trial date: 04 February 2021

16. 2144/16 Jean Claude Nel vs NMMM
Anneli Erasmus Att
Lexicon

17. 710/20 Sikelela Mara vs Bulelani Mara
Anneli Erasmus Att
Carol Geswindt

18. 3825/17 Busisiwe Yolanda Botoyi vs RAF
John B Scott Att
Road Accident Fund

19. 4391/14 Anele Sotomela vs RAF
John B Scott Att
Road Accident Fund

20. 569/19 Noluthando Sesetu Thomas vs RAF
Gregory Clark & Ass
Road Accident Fund

Trial date: 05 February 2021

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| 21. | 107/20 | Shewago Kaptein vs Minister of Police | Swarts Att
State Attorneys |
| 22. | 1903/19 | Palesa Ponti vs RAF | John B Scott Att
Road Accident Fund |
| 23. | 1841/19 | Coleen Maya vs RAF | Labuschagne van
Der Walt Inc
Road Accident Fund |
| 24. | 3306/19 | M A Auto vs Divan Johannes Havenga +1 | Friedman Scheckter
JGS
REMOVED |
| 25. | 1173/16 | Wilfred Wilton Phethu vs Burmeister De
Lange Soni Inc | Morne Struwig Inc
JGS |

26. 1244/19 Damien Duane Brassell vs RAF Jock Walter Att
Road Accident Fund

27. 2162/17 Masixole Madwara vs RAF Lawrence Masiza
Vorster
Road Accident Fund

1. **PLEASE BE ADVISED THAT** there will be no roll call in open court until further notice. The trial readiness of all civil trial matters enrolled for hearing will instead be determined by a Judge in chambers. In order to facilitate the decision of the roll call Judge the parties shall, by not later than 10 days before the allocated trial date, and after having held a telephonic or videoconference pre-trial meeting, file a joint practice note together with the requisite trial readiness checklist (Form 2), and written submissions, not exceeding two typed pages dealing with the trial readiness of the matter. In the practice note the parties shall address the following matters:

1.1 whether the matter is capable of settlement and should remain on the trial roll for that purposes;

1.2 a clear and concise statement of any outstanding issues for determination;

- 1.3 whether the outstanding issues are capable of determination without the hearing of oral evidence, in which event, if the parties agree that the matter be determined without hearing oral evidence, they shall be required to set out a statement of the agreed facts upon which oral argument is to be addressed by way of videoconference or other electronic means; and
- 1.4 in the event of the matter not being capable of a hearing as envisaged in paragraph 1.3 –
 - 1.4.1 the reasons therefor;
 - 1.4.2 the total number of witnesses; and
 - 1.4.3 the suggested logistics of conducting the trial by way of videoconference, alternatively where a trial by videoconference is not considered feasible or desirable, to state the reasons therefor and to set out the suggested arrangements with due consideration to the prevention of the spread of Covid-19 infection or contamination to litigants, legal practitioners, court staff and the other court attendees.
2. Should any party fail or be unwilling to take part in the pre-trial meeting referred to in paragraph 1 –

- 2.1 the other party may file the practice note together with reasons why the joint practice note could not be filed; and

- 2.2 the roll call Judge May-
 - 2.2.1 convene a pre-trial meeting by videoconference or any other appropriate manner; or
 - 2.2.2 where appropriate, grant a punitive costs order.