

CONTENTS OF CASE FILE DA21/14

- 1) Blank Petitions Control Sheet with notification of case number on 10 Dec 14 attached
- 2) Brown cover page 3/3/2 headed Held in Durban-in the Labour Court of SA, petition set down for 18 Feb 2015, judges Waglay, Davis and Sutherland, order petition refused. Attached fax sheet of 2 page decision sent 15-13 on 18 Feb 2015
- 3) Letter of 27 Feb 2015 from C.Phophi to A.Brink
- 4) Petition refusal order stamped 18 Feb 2015 , Juta Street, Phophi, LAC
- 5) Respondent's notice of objection to late hearsay affidavit signed by T.Mtati 11 Feb 2015
- 6) Service affidavit:objection to opposing affidavit dated 12 Feb 2015 signed A.Brink 2 Feb 2015
- 7) Affidavit in support of proof of service Rule 4(2)(b) by Akhona Lucas Nobetsu filed Juta Street 17 Feb 2015 confirming that on 13 Feb 2015 he served a condonation application and notice of objection on the petitioner
- 8) Undated, unsigned memorandum regarding petitioner's vulgar and insulting language, brief summary of the dispute with conclusion that the petitioner does not say in what respect the court a quo erred in dismissing his claim as his affidavit is only his judgemental comments about the credibility of employees of the respondent.
- 9) Respondent's notice of objection to the petitioner's affidavit filed in support of a notice of objection dated 2 Feb 2015, filed Juta Street 11 Feb 2015 signed by T.Mtati 11 Feb 2015
- 10) Objection to opposing affidavit filed Juta Street 4 Feb 2015 signed A.Brink at Eshowe 27 Jan 2015 sworn Eshowe 1 Feb 2015
- 11) Bound red cover Petition for leave to appeal original filed Juta Street 9 Dec 2015 signed A.Brink at Eshowe 7 Dec 2014 with attached refusal of application for leave to appeal by Cele J in chambers 27 Nov 2014 with Appearances- for the applicant:in person, for the respondent Mokeoena and Machaba, the Judgement by Cele J, application for leave to appeal signed Eshowe 3 Oct 2014 and Heads signed at Pietermaritzburg 16 Sep 2013.
- 12) Affidavit of service of answering affidavit to the supporting affidavit in the petition for leave to appeal filed Juta Street 23 Jan 2015 sworn by Sekgota, attaching email of 22 Jan 2015 to Ngcamu, copying Mehta, Vilakazi and Brink.
- 13) Notice of objection to respondent's opposing affidavit signed Brink at Eshowe 27 Jan 2015
- 14) Notice of intention to oppose petition for leave to appeal filed Liberty House 21 Jan 2015 dated at Durban January 2015 with attached affidavit filed Durban 21 Jan 2015 signed by Sekgota confirming he sent email to Brink on 20 Jan 2015 at 3-42pm followed by a telephone call, sworn and signed at Braamfontein on 21 Oct 2014.
- 15) Notice of filing of respondent's opposing affidavit at Juta Street on 23 Jan 2015 with 33 page affidavit signed and sworn by Mtati on 22 Jan 2015.

P.T.O.

16) Respondent's notice of motion : application for condonation filed Juta Street 5 Feb 2015 signed Pp Mtati Johannesburg 5 Feb 2015 attaching 8 page founding affidavit sworn by Mtati 4 Feb 2015, attaching email from Mtati to Machaba copying Sekgota on 15 Jan 2015 saying he had not received a copy of the petition and a confirmatory affidavit, application for condonation sworn by Sekgota at Johannesburg on 4 Feb 2015.

17) Affidavit of service of notice of intention to oppose the petition for leave to appeal, two copies, filed Durban 28 Jan 2015 sworn by Sekgota 21 October 2014 attaching email to Brink 20 Jan 2015

18) Notice of filing of respondent's opposing affidavit at Durban on 28 Jan 2015 sworn by Mtati 22 Jan 2015

19) Letter from A.Brink to James Kamanga, Durban Labour Court, re petition case number.

20) Service affidavit sworn by Brink at Eshowe on 10 Dec 2014

21) Notice of intention to oppose petition for leave to appeal filed Durban 21 Jan 2015 with affidavit of service by Sekgota sworn at Braamfontein on 21 October 2014.

Contents listed by C.F.M. Rawlins 2 April 2015

C.F.M. Rawlins

