

IN THE HIGH COURT OF SOUTH AFRICA

GAUTENG DIVISION, PRETORIA

Case No: 80811/14

In the matter between:

SHARON ANN VLOK First Applicant

DANIEL EARNEST LAMPBRECHT Second Applicant

CHARLENE ESMAY JORDAAN Third Applicant

JEAN PAPANDONIS Fourth Applicant

and

NICOLAS GEORGIU First Respondent

ZEPHAN PROPERTIES (PTY) LTD Second Respondent

NICOLAS GEORGIU N.O. Third Respondent

MAUREEN LYNETTE GEORGIU N.O. Fourth Respondent

JOSEPH CHEMALY N.O. Fifth Respondent

GEORGE NICOLAS GEORGIU Sixth Respondent

MICHAEL NICOLAS GEORGIU Seventh Respondent

HENDRIK JACOBUS MYBURGH Eighth Respondent

BOSMAN & VISSER (PTY) LTD	Ninth Respondent
PICKVEST (PTY) LTD	Tenth Respondent
HEINRICH PIETER MOLLER	Eleventh Respondent
WILLEM MORKEL STEYN	Twelfth Respondent
BAREND STEFANUS VAN DER LINDE	Thirteenth Respondent
FREDERICK JULIUS REICHEL	Fourteenth Respondent
EUGENE KRUGER INC.	Fifteenth Respondent
E G COOPER & SONS INC.	Sixteenth Respondent
HANS KLOPPER	Seventeenth Respondent
ORTHOTOUCH LTD	Eighteenth Respondent
HIGHVELD SYNDICATION NO 19 LTD	Nineteenth Respondent
HIGHVELD SYNDICATION NO 20 LTD	Twentieth Respondent
HIGHVELD SYNDICATION NO 21 LTD	Twenty-first Respondent
HIGHVELD SYNDICATION NO 22 LTD	Twenty-second Respondent

NOTICE OF MOTION

TAKE NOTICE that application will be made to the above Honourable Court on Tuesday 31 January 2017 at 10:00 or as soon thereafter as the matter may be heard, for the following relief:

1. That this application be heard as one of urgency and that the Honourable Court in accordance with Rule 6 (12) dispense with the normal rules with regard to forms and service.

2.
 - 2.1. That it be declared that the “Notice of Withdrawal of Application” (dated 10 November 2016, and served 16 November 2016) constitutes an irregular step and is hereby set aside.

 - 2.2. That it be declared that the “Notice of Substitution as Attorneys of Record” (also dated 10 November 2016 and served on 16 November 2016) constitutes an irregular step and is hereby set aside.

3. That it be declared that the main application issued on 31 October 2014 under the above case number is not withdrawn and has never been withdrawn.

4. In the alternative to paragraph 2 to 3 above, that the said two Notices be declared to be irregular and of no force and effect, and that it be declared that the main application issued on 31 October 2014 under the above case number is not withdrawn and has never been withdrawn.

5. Costs of this application against First Respondent and all those Respondents who oppose the application, jointly and severally, including the cost of two counsel.

6. Further and/or alternative relief.

BE PLEASED TO TAKE FURTHER NOTE THAT the accompanying affidavit of Jacques Brink Theron and others will be used in support of this application.

TAKE FURTHER NOTICE THAT if you intend opposing this application you are required:

- a) to file notice of opposition within 5 (five) days of receiving notice of this Application;
- b) and to file your answering affidavits, if any, by 16 January 2017.

If you do not oppose this application, same will (still) be brought on 31 January at 10 o'clock as indicated above.

DATED at **PRETORIA** on this _____ day of December **2016**.

THERON & PARTNERS ATTORNEYS

(Applicants; Attorneys)

Alexander III Building

18 Alexander Street

STELLENBOSCH

C/O: Geyser & Coetzee Attorneys

9 Boabab Nook,

Zwartkop

CENTURION

For Theron & Partners

Stellenbosch

PRETORIA

TEL: (012) 663 5247

FAX: (012) 663 5719

REF: W Coetzee

**TO: THE REGISTRAR OF THE NORTH GAUTENG HIGH COURT,
PRETORIA**

And to: **KYRIACOU INC**
First to Fifth Respondents' Attorneys
Tel 011 444 2665
Fax 086 653 5677
Email legal@kincorporated.co.za

AND TO: **EG COOPER MAJIEDT**
Sixth and Seventh Respondents' Attorney
Tel 051 447 3374

AND TO: **ROOTH & WESSELS ATTORNEYS**
Eighth to Tenth Respondents' Attorneys
Email: graemep@roothwessels.co.za

AND TO: **GILDENHUYS MALATJI INC**
Eleventh Respondent's Attorneys
Tel 012 428 8600
E-mail: wcelliars@gminc.co.za

AND TO: **ANDRE VLOK ATTORNEYS**
Twelfth Respondent's Attorneys
Tel: 012 661 2065

AND TO: **KYRIACOU INC**
Thirteenth Respondent's Attorneys
Tel 011 444 2665
Fax 086 653 5677
Email legal@kincorporated.co.za

AND TO: **ROOTH & WESSELS ATTORNEYS**
Fourteenth and Fifteenth Respondents' Attorneys

Email: graemep@roothwessels.co.za

AND TO: **NATALIE LUBBE & ASSOCIATES**

Eighteenth Respondent's Attorneys

Tel: 011 704 1563

Fax 086 688 9555

AND TO: **HIGHVELD SYNDICATION NO 19 LTD**

Nineteenth Respondent

AND TO: **HIGHVELD SYNDICATION NO 20 LTD**

Twentieth Respondent

AND TO: **HIGHVELD SYNDICATION NO 21 LTD**

Twenty First Respondent

AND TO: **HIGHVELD SYNDICATION NO 22 LTD**

Twenty Second Respondent

AND TO: **JEFF DONENBERG & CO**

59 first Avenue East

Parktown North

JOHANNESBURG

AND TO: **FIRST APPLICANT**

SHARON ANN VLOK

E-Mail: sharonannvlok@gmail.com (BY EMAIL)

JURIE GELDENHUYS

E-mail: jgeldenhuys@tagri.co.za (BY EMAIL)

AND TO: **SECOND APPLICANT**

DANIEL ERNEST LAMPRECHT

E-mail: danielamprecht@telkomsa.net (BY EMAIL)

AND TO: **THIRD APPLICANT**

CHARLENE ESMAY JORDAAN

E-mail: char.jordaan@bchafrica.co.za (BY EMAIL)

AND TO: **FOURTH APPLICANT**

JEAN PAPANDONIS

E-mail: johndennison@johndennison.co.za (BY EMAIL)