

The following table outlines the treatment approach for specific transactions applied in the Trial Balance preparation, taking into account the treatment of these transactions in the build.

Category	Treatment in build	Treatment in TB
Disinvestment in market allocated to specific member	Member Liability becomes zero regardless of accuracy of disinvestment	Member Liability becomes zero regardless of accuracy of disinvestment
Disinvestment in market not allocated to specific member	Ignored	Assumed to remain as cash in bank account
Terminations without payment	Ignored	Recognised as expense + related benefit payable
Payment in bank account allocated to specific member	Ignored in member build BUT full member liability for these members deducted before reporting Net Current Member Liability	Member liability assumed to be settled, full amount assumed to be paid from the bank account

Calculation and allocation of adhoc fees

Aon provided us with a full schedule of the expenses per umbrella fund per annum.

The allocation to each participating employer is done pro-rata based on the total member liability at the end of the 2008, 2009 and 2010 financial years. The split is therefore always 100%. When the adhoc expense per member is calculated, only members with a positive share of umbrella fund value are allocated an expense. This creates a difference between what was allocated to the participating employer and the total allocated to each of the members.

Once the adhoc expense per member is calculated, these adhoc expenses are shown as a "negative" cash holding and deducted from the member's final share of fund value as at the 2010 financial year end.

This process was agreed with the Trustees as well as Aon representatives, to ensure all members are treated as fairly as possible.

Project Outcomes

Overview of project outcome

The project was completed within the agreed timelines and in our estimation achieved the following objectives:

- Consistently applied re-build methodology to all members and participating employers, thereby providing Trustees with a defensible approach to the re-build
- Reconciliation and analysis of the bank account for the full period from inception to end of the 2008 financial year for all 4 umbrella funds
- Reconciliation and analysis of investment manager statements for the full period from inception to end of the 2008 financial year for all 4 umbrella funds
- Fully re-built member liabilities by participating employer, by umbrella fund, supported by available data together with assumptions applied uniformly throughout
- Completed Trial Balances and supporting work papers in a "ready for audit" state for all umbrella funds, for the 2007 and 2008 financial year
- Support to Aon, the Trustees and the auditors through the audit process
- Documented issues identified during the build and how these were dealt with

Subsequent to the completion of Phase 1 and the finalisation of the 2007 and 2008 year end audits, Aon located a number of boxes that included supporting documentation relating to the umbrella funds and in respect of the 2008 period. After a decision was made at Steering Committee level, we were requested to make the required adjustments to the opening balances of the re-build for the 2009 year. A summary of the changes were forwarded to Aon to ensure they were noted on the member statements as at the 2008 year end.

Project deliverables

The project commenced in July 2009 and the deliverables were submitted to Aon in a "ready for audit" state on the following dates:

- | | |
|------------------------------|------------------|
| • Dynam-ique Pension Fund: | 8 June 2011 |
| • Dynam-ique Provident Fund: | 12 July 2011 |
| • IF Pension Fund | 22 August 2011 |
| • IF Provident Fund | 7 September 2011 |



Note that due to the challenges in finalising the bank account analysis caused by the extent of missing information, there were some resultant journal entries passed post-delivery of the completed umbrella funds that affected the Trial Balances. The adjusting journals were provided in good time for the finalization of the annual financial statements and the completion of the audit process. Any changes that were needed to be made to individual member build-ups were made to the opening balances on commencement of Phase 2.

The deliverables comprised the following:

- Full Member Re-build Databases, by participating employer by umbrella fund for the periods to:
 - 28 February 2008 Dynam-ique Funds
 - 31 May 2008 IF Funds

The database comprised:

- A schedule of members with closing units and values as at the year-end date
 - Details of contributions, investments, and any voluntary contributions identified
 - Details of calculated deductions, based on fund rules and administration account guidelines
 - Section 14 transfers that could be identified and allocated
 - Any cash/contributions received, not yet invested at the relevant year ends
- Bank reconciliations for each of the umbrella funds for the period from inception to the end of the 2008 financial year
 - Schedule of transactions in the bank account that could not be allocated to participating employers and / or fund members
 - Trial Balances by umbrella fund and by participating employer within each of the umbrella funds for the 2007 and the 2008 financial years, together with accounting adjustments made at trial balance stage
 - Consolidated Issues Logs by umbrella fund
 - Detailed Issues Logs by participating employer (Attached in **Annexure F**)

The project deliverables were consolidated and submitted to Aon in the form of an electronic download comprising the following details:

- For each participating employer the following workings are included:
 - Individual Member Build
 - Bank and IM Summary
 - Detailed Issues Log, by participating employer
- Price of all investment products used in the individual member build
- Consolidated Investment Manager Statement (IF)
- Individual Investment Manager Statement per participating employer (Dynam-ique)
- Bank Statements and Bank reconciliation, including bank transaction analyses
- Trial Balance for each participating employer
- Final Consolidated Trial Balance by umbrella fund, including adjusting journal entries
- Supportive workings relating to adjusting journal entries
- Asset Liability Comparison, for umbrella funds and underlying participating employers

Confirmation of the receipt of the full data set was provided by Aon.

Data Summary

The net asset / liability position of the four umbrella funds has been summarized in the table below:

	Total R'000	Dynamique		IF	
		Pension	Provident	Pension	Provident
		R'000	R'000	R'000	R'000
Total Assets	559 981	124 776	166 234	187 461	161 516
Other Liabilities	(207 724)	(6 530)	(31 135)	(27 786)	(142 273)
Member liability	(532 781)	(122 750)	(153 325)	(109 545)	(147 161)
Cash Asset / (Liability)	29 574	1 476	(5 223)	(1 557)	(1 348)
Asset / Liability Surplus (Deficit), per Trial Balance	(150 950)	(3 034)	(13 003)	(18 313)	(116 600)
Asset / Liability Surplus (Deficit) - per re-build	(2 327)	(258)	(192)	(192)	(1 685)
Difference	(148 623)	(2 776)	(12 811)	(18 121)	(14 915)
Unallocated Deposits per bank statement *	148 652	2 399	5 206	15 932	124 645
Other**	(33)	(124)	7 603	2 187	(9 699)

The full detail of the umbrella funds' net asset/liability position is attached as Annexure G.

Note: The asset/liability surplus/deficit per Annexure G will not agree to the surplus/deficit per the Issues Log as the annexure G surplus/deficit is calculated from the Trial Balance which is prepared on the accrual basis whereas the surplus/deficit on the issues log is calculated on the cash basis.

*Unallocated deposits: These are deposits in the bank account that remain unallocated to any participating employer or member due to unavailable information. It is assumed that these deposits may well relate to contributions made by a member and ultimately will form part of member liabilities.

**Other: Comprise "Real" adjustments to member funds - which were adjusted in the opening balance of the Phase 2 build as well as reclassifications between assets and liabilities.

Specific Reconstruction Issues / Findings

We have summarized below the status of the supporting information as well as the quality and state of the member data as recorded on the Everest database provided to us at the commencement of the project.

- Payments made into the incorrect bank accounts from participating employers
- Transactions allocated to the incorrect umbrella fund
- Investments in Everest and in the market allocated to incorrect participating employers
- Missing investments in the market for various months' contributions
- Lack of member information from participating employers
- Timing of investments in the market not in line with Fund's service level agreement
- Risk rates not consistently applied
- Assets allocated to the incorrect products in the market
- Switches not done in accordance with the switch instructions
- Fund rules not always loaded correctly on Everest (exclusive versus inclusive, incorrect contribution and expense rates)
- Duplicate / missing members recorded on Everest
- Everest reports for the same period and funds show different member details
- Missing member investment elections in Everest for some months
- Pooled asset accounts for IF pension and provident funds

Our overall assessment of the quality of the data provided is that the status of the member data was for the most part inaccurate and given the number and nature of problems encountered it was not easy to resolve the issues other than through a full re-build.

Matters for the Trustees to be aware of / address

The re-build covered the period during which the umbrella funds were being administered by the previous administrators. There is some evidence however that some of the deficiencies in the period of the re-build may have still occurred in the period under Aon. We have highlighted below the key items of administration which, in our view should be considered for assessment by the Trustees to ensure the processes have been improved.

Reconciliation and clearing of the cashbook on a daily basis

All transactions should be analysed and allocated on a daily basis and any unallocated transactions followed up timeously and reversed or allocated as soon as possible. This will prevent any backlog in unallocated transactions in the bank account and will ensure that transactions are correctly and timeously dealt with.

Reconciliation and clearing of investment manager statements

The investment manager statements should be analysed and cleared regularly to ensure that any unallocated transactions are followed up timeously and reversed or allocated as soon as possible. This applies in the main to the IF Funds where assets are pooled. We would recommend that controls be put in place to check for any unallocated or misallocated transactions for both the IF and Dynam-ique Funds.

Retention of records

We recommend that the Trustees follow up with the administrators to confirm the suitability and completeness of the access and retention of documentation. Documentation should be properly filed referenced and maintained – both electronically and in physical files.

Timing of investments in the market

The timing of the allocation and payment of funds received into the respective investments in the market may be an area that still requires monitoring. It is important that the investments are executed in compliance with the service level agreement as well as regulatory requirements i.e.: contributions to be invested within 7 days of receipt of contribution etc.

Benefit payments and payments to SARS

Where a benefit payment is made to a member on withdrawal or termination, the administrator must maintain full records regarding such payments. IT88 payments to SARS must be accompanied by a remittance advice if the amount paid over includes tax on behalf of more than one member.

Bulk payments to investment managers

Where bulk payments are made to the investment managers, the administrators must maintain the full details of such payments including the investment instructions and ensure these payments are properly allocated to the relevant participating employers.

Third party deductions and payments

The reconstruction / reconciliation of the third party deductions / payments were not included in our scope. We would recommend that trustees follow up with the administrators to ensure that the status of the third party payments is up to date.





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15 July, 2010.

Dear intermediary,

Re: Dynamique and IF Pension and Provident Funds

As many of you will be aware, we as the current Administrator of the Dynamique and IF Umbrella Pension and Provident Funds, have experienced difficulties over the past 2 years with payment of claims and day to day administration due to the records which were inherited from the previous administrators. Unfortunately this problem has not only caused delays in the payment of claims, but has also impacted negatively on our overall service to you the intermediary, your clients and members.

The Board of Trustees of the Funds has been working with Aon for some time, to develop and agree a way forward to resolve the inherent problems once and for all. This process has resulted in the Board reviewing a number of proposals for the rebuilding of the 4 funds from their inception to 31 January 2008, when Aon took on the administration of the Funds. Following a detailed evaluation of the proposals the Board has decided to appoint Deloitte and Touche (Deloitte) to undertake the rebuild project.

The project covers the rebuilding of some 160 months of historical records and will take 9 - 12 months to complete. The Board of Trustees has appointed one of its members to chair a project steering committee, and it has also consulted with the FSB to advise it of the project scope and to review the implications of the project, including the production of arrear annual financial statements for the 4 funds from 2007 onwards.

The project commenced on 15 June and Aon has provided Deloitte with a complete download of all data contained in the administration system as at 31 January 2008, as well as all available documentation which was received from the previous administrator.

Unfortunately the documentation which was received is limited and this is likely to make the rebuilding of the Funds more difficult and lengthy unless we can provide Deloitte with more comprehensive documentation.

Several of you have volunteered to send us copies of historical data, and we are therefore extending an appeal to all of you who have clients on these Funds, to submit whatever historical data you have which may help assist with the project. We have created an e-mail account specifically for this project and the address is ALM@Aon.co.za. The following documents would be very useful:

- * monthly contribution schedules,
- * switch forms,
- * withdrawal forms
- * policy amendments,
- * risk schedules
- * section 14 data,
- * any other documents which you believe are relevant to your clients.



Registration Number 1978/004501/07 ! VAT Number 4320101498 ! Authorised Financial Services provider Licence 20555
Directors: GA Roux (Chief Executive Officer & Chairman), MA Brey¹, GM Fagan, N Gosa¹, DPS Monama, F Robertson¹, GR Scott,
RD Williams
*Non Executive
w: www.aon.com

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[Handwritten initials]

The decision to undertake this rebuild project has resulted in the Board of Trustees making a decision to take a cautious approach to the payment of claims from the Funds, until such time as the records have been rebuilt. As an interim measure the Trustees have decided that claims payments will be limited to the value of proven member contributions, and once the project has been completed there will be a review of any potential top up payments.

As the project progresses there will be further communications with you particularly to keep you and your clients abreast of the progress and any areas which may need your attention.

Aon and the Board of Trustees would like to thank you and your clients for your patience and understanding. We firmly believe that now that a decision has been made to embark on the project, and with the appointments of Deloitte to undertake the work, the historical issues on these funds can finally be resolved.

Yours faithfully

ALM Team

ALM Assot Liability Match | Retirement Funding Administration

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

Case No 44507/2013

In the matter between:

KAMIONSKY TONY

Plaintiff

and

LE GRELLIER GAIL DENISE

First Defendant

BOTHA RENIER

Second Defendant

LEPAR DAVID

Third Defendant

SUBPOENA

To: The Sheriff

For the attention of: Lindy Wingrove-Gibson

INFORM:

1. The IF Umbrella Provident Fund, a pension fund organisation registered in terms of section 4 of the Pension Funds Act 24 of 1956 and consequently a

body corporate capable of suing and being sued in its own name, situate at 70 Grayston Drive, Sandton, Johannesburg ; and

2. The IF Umbrella Pension Fund, a pension fund organisation registered in terms of section 4 of the Pension Funds Act 24 of 1956 and consequently a body corporate capable of suing and being sued in its own name, situate at 70 Grayston Drive, Sandton, Johannesburg

(Collectively referred to herein as "the Funds")

that each of them is hereby required to appear before this Court at the corner of Pritchard and Kruis Streets, Johannesburg, on the date of the trial and thereafter to remain in attendance until excused by the said Court, in order to testify on behalf of the defendants in regard to all matters within their knowledge relating to an action now pending in the said Court and wherein the plaintiff claims damages from the defendants in the sum of R9 million plus interest and costs.

AND INFORM them that they are further required to file with the said Court and inform the defendants' attorneys once filed, as soon as possible:

A copy of the Deloitte & Touche report drafted pursuant to its appointment by the Funds dated 1 July 2010 to assist the Funds' trustees and administrator to recreate credible member records which will facilitate future asset/liability reconciliations at an individual member level for the Funds.

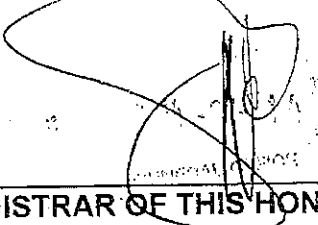


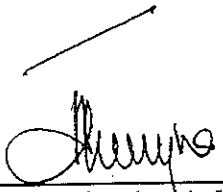
AND INFORM the Funds further that they should on no account neglect to comply with this subpoena as they may thereby render themselves liable to a fine of R300.00, or to imprisonment of their responsible officers for a period of three months.

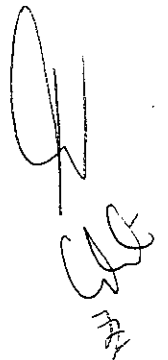
AND INFORM the Funds that the defendants furthermore tender to pay the Funds any expenses and/or allowances to which they may be entitled calculated in accordance with the tariff framed under the Superior Courts Act 10 of 2013 or which the Funds may reasonably incur as a consequence of appearing at the trial and/or in producing the abovestated document. In this regard the Funds are requested to contact the defendants' attorneys to give effect to the abovementioned tender.

AND INFORM the Funds that the defendants be authorised to serve a copy of this subpoena by fax on the Funds' attorneys of record, Dunster and Associates at 27(0)86 601 2142.

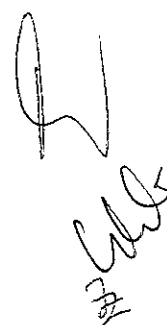
SIGNED at SANDTON on 11 July 2014


REGISTRAR OF THIS HONOURABLE COURT
JOHANNESBURG


Attorneys for the defendants
HOGAN LOVELLS (SOUTH AFRICA)
(Incorporated as ROUTLEDGE MODISE INC)
22 Fredman Drive



Sandown, Sandton
Tel: 011 523 6141
Fax: 086 743 2729
Email: hunter.thyne@hoganlovells.com
Ref: I133213/ H Thyne

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IF Umbrella Pension and
Provident Fund

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Dynam-ique 906

Dynam-ique SA Umbrella
Pension and Provident Fund

23 September 2011

Dynam-ique SA Umbrella Pension Fund
Dynam-ique SA Umbrella Provident Fund
IF Umbrella Pension Fund
IF Umbrella Provident Fund

Communication from the Trustees to intermediaries, participating employers and members

Since the Trustees last communiqué, various questions have been raised by the intermediaries', participating employers and members. The Trustees have responded to those questions, which are contained in this communiqué.

1. Benefit statements,

a. Benefit statements for Participating Employers who commenced post January 2008

Neither Aon Hewitt nor the Trustees are in a position to provide benefit statements until such time as audits for the periods in question have been completed and any resulting issues dealt with. This is related to our desire to do this correctly, rather than quickly. The Trustees are also very keen to have benefit statements issued as soon as possible and are putting pressure on all parties concerned, including Deloitte, Aon Hewitt and the Auditors.

b. Possibility of issuing provisional benefit statements?

Provisional benefit statements are all very well in theory, but they do create expectations amongst the recipients which may in turn lead to bigger problems if the final statements differ in any detail, which they may do until the audited results are available. The Trustees also anticipate that any statements, no matter when they are issued, will inevitably give rise to questions and it is important both to the overall progress and to control costs that the Administrator is able to keep its staff focussed on essential work.

c. Why are the Trustees only now aware that benefit statements will only be issued next year?

The Trustees were under the impression that as soon as the Deloitte's rebuild up until 2008 was completed, this could be inputted into Aon

Registration number: IF Pension (12/8/37464) IF Provident (12/8/37452)
Dynam-ique Pension (12/8/37635) Dynam-ique Provident (12/8/37634)
Registered Address: 1 Sandton Drive, The Place, Sandton, Johannesburg
Trustees: J Rollason (Independent Chairman), R Welham (Independent Trustee),
F Khoza (Independent Trustee), C Stuart (Trustee), C Falconer (Trustee)
L Wingrove-Gibson (Independent Principal Officer)

Hewitt's system and rolled forward. Aon Hewitt have decided to engage Deloitte to continue with the rebuild for 2008/9 and 2009/10, and then to integrate the data into Aon Hewitt's system, as this is the most practical approach but also to ensure the integrity of the results. This was further explained in Jaco Kok's communication dated 15 July 2011.

2. **When will we receive communication regarding the outcome of the rebuild?**
This will be communicated once the audits for the periods in question have been completed.

3. **The Trustees have not commented on Aon Hewitt's Action Plan**
The Aon Hewitt action plan centers on the rebuild. The Trustees are in agreement that the rebuild is necessary and support the use of independent consultants (Deloitte). When selecting the consultants to use, Aon Hewitt also looked at costs and ensured that the Funds were not overcharged. Aon Hewitt has regular meetings with Deloitte to assess the progress which we also attend and we are comfortable with the process so far. Part of the action plan also involves completion of the Audits in tandem with the rebuild which we also support. Although, like the Fund members, we would have liked to have had the rebuild completed a lot earlier, it is important that things are done properly. There has been a large amount of money paid for the rebuild thus far and it would not be prudent for the Trustees to rush the rest of the project, which could then cause additional problems or errors. We therefore understand what needs to be done by Aon Hewitt in conjunction with Deloitte going forward. We will continue meeting with Aon Hewitt and Deloitte on a regular basis to monitor the continued progress of the action plan.

4. **Do the Trustees believe Aon Hewitt is in a position to administer the Funds properly?**
With the new appointment of Jaco Kok as the CEO of Aon Hewitt, and the addition of some new management resources in recent months, the Trustees are confident that the necessary resources, policies and procedures have been, and are being, put in place to properly administer the Funds, as part of a comprehensive program to reshape the administration capability of Aon Hewitt.

5. **We want details of the complaint against the former Trustees?**
A copy of the Adjudicator complaint will be provided on request.

6. **We want more clarity with regards the exemptions that apply to the fidelity and PI cover referred to in the communiqué.**
Herewith the specific exemptions included in the renewal dated 1 June 2011:

Special Coverage Exclusion

It is understood and agreed that notwithstanding anything else stated in the Policy the Insurers shall not be liable for any claim arising from or in respect of

- a) Any matter which is the subject of legal proceedings between the Fund and/or Dynam-ique Consulting and Actuaries (Pty) Ltd and/or Mr. Tony Kamionsky and/or Aon South Africa (Pty) Ltd;

8. Requesting more frequent communications.

This is noted and the Trustees will endeavour to provide communication more frequently, however, they can only communicate when there are items that need to be communicated.

9. Whether the Trustees would be willing to meet with some participating employers

Such meetings would incur additional costs which are borne by the Fund. The Trustees are monitoring these costs and also providing regular member communication to prevent the need to meet with participating employers. The majority of questions can be answered by emails. We therefore request that, in order to limit these additional costs, you rather send through members' complaints and questions, so that we can answer these questions electronically. In addition, Jaco Kok has advised that, where feasible, he is willing to meet with brokers and their clients, if requested to do so.

10. The rationale for debiting Participating Employers with the 2.5% cost who commenced post 31 January 2008 or for Employers who had only been on the Fund for a short time prior to 31 January 2008?

The former Board of Trustees made this decision. In terms of previous communications, the rationale for the decision of the Trustees was that, in terms of the legal advice received, the assets of the Fund belong to the Fund. In addition, the rules of the Fund provide for the payment of ad-hoc expenses. The former board discussed the various options available to it as to how to debit the Funds. After extensive discussions, and based on the fact that the assets of the Fund belong to the Fund, the assets held by the Funds as at September 2010 were debited. The current board has requested further professional advice as to the various options that were/are available. The Trustees therefore cannot at present comment further on the rationale of the previous board.

11. Consider a separate validation process for Employers who commenced post 31 January 2008 so that benefit statements can be issued earlier

The Trustees and Aon Hewitt are taking a holistic approach to solving the issues – it would neither be equitable nor practical to start providing information to some groups and not to others. Although separate participating employers, they participate in one umbrella Fund.

12. What irregularities have been discovered by Deloitte?

A full report will be issued in due course. The irregularities that were discovered related to the administration of the Funds prior to 31 January 2008 and included things such as contributions not being allocated properly, contributions being invested into the incorrect investment portfolios and payments paid out of the wrong Fund's bank account. There is currently no evidence of fraud or misappropriation of member's moneys.

13. Is it not prejudicial to pay out the share of fund for death claims and retirements, yet for withdrawals only pay out contributions?

The Trustees have reviewed this decision, and have decided that from the date of this communication, any exit forms received thereafter will be processed on the basis that only **contributions** will be paid for all exits, until such time as the rebuild is finalised.

14. Actuarial valuations report back to participating employers.

This will be communicated once the audits for the periods in question have been completed.

15. Please provide details of the level of cover provided by the various insurance policies.

Previously each Fund had R10 million cover, with no excess. With the reinstatement of the policy, there is one policy for all four Funds and the cover is now R50 million overall without any excess.

16. What is the latest update on any legal action against Aon Hewitt, Dynamique and Mr Kamionsky

The Trustees have instructed their attorney to proceed with a notice of bar against Aon Hewitt in order to force their plea. The actions against Dynamique and Tony Kamionsky are proceeding; however there have been additional delays as Tony Kamionsky has taken a number of exceptions in both matters. These exceptions are being dealt with by the Funds' attorney. Unfortunately, litigation is a slow process and we do not anticipate reaching any form of finality in the near future.

17. What is the current Trustees view on the previous Trustees ability and competence?

The Trustees do not wish to comment at present. Should the Trustees proceed against the former Trustees this will then be up to the courts to decide.

18. Is any action against the previous Trustees anticipated?

The Funds' attorney is still investigating this option in terms of the likelihood of success, costs of bringing this action and whether we would be able to recover any monies if we were successful. There is currently a Pension Funds Adjudicator complaint by various participating employers pending against the previous Trustees.

19. The belief is that the recent Aon Hewitt communication is not 100% transparent.

The Trustees have noted your concern. If you require clarity on any particular issue, please raise this with the Trustees who will endeavour, where possible, to provide the additional information sought.

Members will be kept informed of any significant developments

**JOHN ROLLASON
CHAIRMAN**

Not signed sent electronically

**LINDY WINGROVE-GIBSON
PRINCIPAL OFFICER**

"GG&I"

De Koker, Carrol

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From: Dippenaar, Michael
Sent: 01 July 2014 10:54 AM
To: [REDACTED]
Cc: Thyne, Hunter; Mokdad, Ahmed; De Koker, Carrol
Subject: Our clients: The former trustees of the IF Umbrella Pension Fund and IF Umbrella Provident Fund
Attachments: ScannerJhb@rmlaw.co.za_20140701_090849.pdf

Dear madam

Please find letter attached for your attention.

Yours faithfully,

Michael Dippenaar
Candidate Attorney

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1 July 2014

By email:

Att: Claire Mol

Urgent

hunter.thyne@hoganlovells.com
D (27 11) 523-6283
F 086-743-2729

Your ref
Our ref H Thyne / A Mokdad
Matter ref 133187

Dear Madam

OUR CLIENTS: THE FORMER TRUSTEES OF THE IF UMBRELLA PENSION FUND AND THE IF UMBRELLA PROVIDENT FUND

1. We write to you on behalf of our clients, Gail Le Grellier, David Lepar and Renier Botha being former trustees of the IF Umbrella Pension Fund and the IF Umbrella Provident Fund (collectively "the Funds").
2. As you may be aware, the Pension Funds Adjudicator ("the PFA") made a determination on 3 July 2013 holding our clients personally liable for "negligence" and maladministration of the Funds and ordered that they compensate the Funds to a tune of R19 million.
3. Kindly be advised that on 13 August 2013 our clients launched an application ("the Application"), in terms of section 30P(1) of the Pensions Fund Act 24 of 1956, in the Pretoria Division of the High Court. The purpose of the Application is to have the determination of the PFA set aside and the complaint on which the PFA determined dismissed.
4. You were not cited in the Application as the PFA made no ruling regarding you. Mr Kamionsky brought an application to intervene in the Application, arguing that he is an interested party in the appeal. In that regard in his affidavit before the High Court Mr Kamionsky alleged that the Application is flawed in that you were not cited.
5. Our clients hereby give you notice of the Application and, further, inform you that you are entitled to be joined as a respondent in the Application should you so wish. Please confirm, by return email, if you wish to be joined as a respondent in the Application.

Yours faithfully

Hogan Lovells (South Africa)
Hunter Thyne
Partner

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Hogan Lovells (South Africa) partners: L. Modise (Chairman), W. Badenhorst, W. Bevan, B. Bhebuyak, A. Boshoff, K. Braatvedt, T. Conny, P. Chonery, S. Collier, W. Druce, A. Elliott, M. Elic, D. Francis, M. Geyser, J. Jacobs, I. Jacobsz, W. Josselsohn, D. Kouvellakis, P. Malojane, D. Magrison, I. Mohamed, L. Munnakgotla, S. Manly, E. Nel, D. Ntombetsi, D. Pennington, C. Pillay, R. Pillay, S. Pritchard, R. Ranschoojev, C. Rumsey, H. Schendema, C. Serote, A. Shapiro, E. Souris, S. Thoma, H. Thyne, V. Vurgarellis, N. Webb. Consultants: D. Adams, H. Cochrane, S. Cohen, C. Marais, A. Middleton, D. Rabin. Senior Associates: C. Andreou, S. Baker, J. Ewang, K. Gilmun, M. Johnson, R. Julius, M. Leibowitz, T. Melandela, C. Morgan, A. Nondwana, L. Pillay, J. Reddi. Associates: M. Agam, S. Chauke, A. Crommeijn, T. Dlongolo, D. Donaldson, A. Graham, J. Higgs, M. Khan, S. Khanyile, P. Laurens, N. Marimod, P. Maiale, S. Mbulu, S. Mchunu, M. Mochetele, A. Mokdad, M. Ngweni, J. Ntsheni, J. Patel, T. Paterson, P. Sankasi-Pillay, G. Sauer, H. Sathkego, D. Sebola, L. Sikkakhana, S. Sikkakhana, P. Thomason, S. van Tonder, M. Webb, B. Wray, C. You. Chief Executive Officer: M. Thompson. Chief Financial Officer: P. Labuschagne. not attorney/not partner

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"GG8.2"

De Koker, Carrol

912

From: Dippenaar, Michael
Sent: 01 July 2014 10:52 AM
To: [REDACTED]
Cc: Thyne, Hunter; Mokdad, Ahmed; De Koker, Carrol
Subject: Our clients: The former trustees of the IF Umbrella Pension Fund and IF Umbrella Provident Fund
Attachments: ScannerJhb@rmlaw.co.za_20140701_090824.pdf

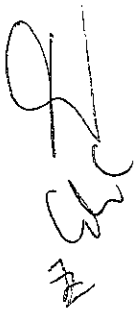
Dear sir

Please find letter attached for your attention.

Yours faithfully,

Michael Dippenaar
Candidate Attorney

Hogan Lovells (South Africa)
22 Fredman Drive
Sandton, 2196
Tel: +27 11 286 6900
Direct: +27 11 523 6116
Fax: +27 86 680 3209
Email: michael.dippenaar@hoganlovells.com
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913

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F +27 11 286 6901
www.hoganlovells.com

1 July 2014

By email:

[Redacted]

hunter.thyne@hoganlovells.com
D (27 11) 523-6283
F 086-743-2729

Att: Brian Rosen

Your ref
Our ref H Thyne / A Mokdad
Matter ref 133187

Urgent

Dear Sir

OUR CLIENTS: THE FORMER TRUSTEES OF THE IF UMBRELLA PENSION FUND AND THE IF UMBRELLA PROVIDENT FUND

1. We write to you on behalf of our clients, Gail Le Grellier, David Lepar and Renier Botha being former trustees of the IF Umbrella Pension Fund and the IF Umbrella Provident Fund (collectively "the Funds").
2. As you may be aware, the Pension Funds Adjudicator ("the PFA") made a determination on 3 July 2013 holding our clients personally liable for "negligence" and mal-administration of the Funds and ordered that they compensate the Funds to a tune of R19 million.
3. Kindly be advised that on 13 August 2013 our clients launched an application ("the Application"), in terms of section 30P(1) of the Pensions Fund Act 24 of 1956, in the Pretoria Division of the High Court. The purpose of the Application is to have the determination of the PFA set aside and the complaint on which the PFA determined dismissed.
4. You were not cited in the Application as the PFA made no ruling regarding you. Mr Kamionsky brought an application to intervene in the Application, arguing that he is an interested party in the appeal. In that regard in his affidavit before the High Court Mr Kamionsky alleged that the Application is flawed in that you were not cited.
5. Our clients hereby give you notice of the Application and, further, inform you that you are entitled to be joined as a respondent in the Application should you so wish. Please confirm, by return email, if you wish to be joined as a respondent in the Application.

Yours faithfully

Hogan Lovells (South Africa)
Hunter Thyne
Partner

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Hogan Lovells (South Africa) partners: L Modyse (Chairman), J Andreopoulos, W Badenhorst, W Basch, B Blebyuck, A Bostoff, K Bratkovci, T Camry, P Chanery, S Collier, W Dove, A Elton, M Els, D Francis, M Govender, J Jacobs, I Jacobsberg, W Josselsohn, D Kouvalakis, P Mafolane, D Marjidsen, I Mahomed, L Mantsigona, S Merly, E Nel, D Ntombi, D Pennington, C Pillay, R Pillay, G Pritchard, R Rameshjee, C Runsey, H Schensema, C Serobe, A Shapiro, E Spauls, S Thyne, H Thyne, V Yargarellis, N Webb. Consultants: D Adams, H Cochrane, S Cohen, C Marais, M Middleton, D Rubin. Senior Associates: C Andreu, S Baker, J Ewing, K Ginnun, M Johnson, R Julius, M Leibowitz, T Malanota, C Morgan, A Ntswano, L Pillay, J Reddi. Associates: M Adam, S Chauke, A Crommelin, T Dierople, D Donaldson, A Graham, J Higgs, M Khan, S Khanyile, P Laurens, N Mshomedi, P Mzieta, S Mbusi, S Mchunu, M Mchizole, A Mokdad, M Ngobho, J Ntseze, J Patel, T Paterson, P Samsel-Pillay, G Sader, H Sathekga, D Sebola, L Sikhakhane, S Sikhakhane, P Thompson, S van Tonder, M Webb, E Way, C You. Chief Executive Officer: M Thomson. Chief Financial Officer: P Labuschagne. not attorney/not partner

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"GG 8.3"

De Koker, Carrol

914

From: Dippenaar, Michael
Sent: 01 July 2014 10:52 AM
To: [REDACTED]
Cc: Thyne, Hunter; Mokdad, Ahmed; De Koker, Carrol
Subject: Our clients: The former trustees of the IF Umbrella Pension Fund and IF Umbrella Provident Fund
Attachments: ScannerJhb@rmlaw.co.za_20140701_090810.pdf

Dear madam

Please find letter attached for your attention.

Yours faithfully,

Michael Dippenaar
Candidate Attorney

Hogan Lovells (South Africa)
22 Fredman Drive
Sandton, 2196
Tel: +27 11 286 6900
Direct: +27 11 523 6116
Fax: +27 86 680 3209
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 DX 7 Sandton Square
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 www.hoganlovells.com

915

1 July 2014

By email:

Att: Tammy Murewa

Urgent

hunter.thyne@hoganlovells.com
 D (27 11) 523-6283
 F 086-743-2729

Your ref
 Our ref H Thyne / A Mokdad
 Matter ref 133187

Dear Madam

OUR CLIENTS: THE FORMER TRUSTEES OF THE IF UMBRELLA PENSION FUND AND THE IF UMBRELLA PROVIDENT FUND

1. We write to you on behalf of our clients, Gail Le Grellier, David Lepar and Renier Botha being former trustees of the IF Umbrella Pension Fund and the IF Umbrella Provident Fund (collectively "the Funds").
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4. You were not cited in the Application as the PFA made no ruling regarding you. Mr Kamionsky brought an application to intervene in the Application, arguing that he is an interested party in the appeal. In that regard in his affidavit before the High Court Mr Kamionsky alleged that the Application is flawed in that you were not cited.
5. Our clients hereby give you notice of the Application and, further, inform you that you are entitled to be joined as a respondent in the Application should you so wish. Please confirm, by return email, if you wish to be joined as a respondent in the Application.

Yours faithfully

Hogan Lovells (South Africa)
 Hunter Thyne
 Partner

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Hogan Lovells (South Africa) partners: L Modise (Chairman), J Andropoulos, W Badenhorst, W Beech, B Biebuyck, A Boshoff, K Braathvedt, T Camy, F Chenery, S Collier, W Dine, A Eloff, M Els, D Francis, M Govender, J Jacobs, I Jacobsberg, W Jasselssohn, D Kouvoletas, P Marjans, D Magidson, I Monomed, L Munnagolla, S Mouty, E Nel, D Ntsholela, D Pennington, C Pillay, R Polak, G Fitchard, R Rautsohojola, C Rumsey, H Schensornia, C Serobe, A Shapiro, E Soudis, S Thema, H Thyne, V Varganidis, N Veech. Consultants: D Adams, H Cochrane, S Cohen, D Morais, M Middleton, D Rabin. Senior Associates: C Andreou, S Baker, J Ewing, K Ginnun, M Johnson, R Julius, M Leibowitz, T Malanola, C Morgan, A Nandwana, L Pflay, J Raddi. Associates: M Adam, S Chauke, A Crommetin, T Dlangole, D Donaldson, A Graham, J Hlungu, M Khan, S Khanyile, P Laurens, N Mahomed, P Malole, S Hlubi, S Mchizile, A Mchizile, A Mkhizile, M Ngeobu, J Nielsen, J Patel, T Paterson, P Sennazi-Pillay, G Sedor, H Sotshoge, C Sebola, L Sitwakhane, S Sizakhele, P Thompson, S van Tonger, M Webb, B Whay, C You. Chief Executive Officer: M Thomson. Chief Financial Officer: P Labuschagne.

*not attorney/not partner
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"CG8.4"

De Koker, Carrol

916

From: Dippenaar, Michael
Sent: 01 July 2014 10:54 AM
To: [REDACTED]
Cc: Thyne, Hunter; Mokdad, Ahmed; De Koker, Carrol
Subject: Our clients: The former trustees of the IF Umbrella Pension Fund and IF Umbrella Provident Fund
Attachments: ScannerJhb@rmlaw.co.za_20140701_090903.pdf

Dear madam

Please find letter attached for your attention.

Yours faithfully,

Michael Dippenaar
Candidate Attorney

Hogan Lovells (South Africa)
22 Fredman Drive
Sandton, 2196
Tel: +27 11 286 6900
Direct: +27 11 523 6116
Fax: +27 86 680 3209
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 www.hoganlovells.com

917

1 July 2014

By email:

Att: Penny Stolterfoht

Urgent

hunter.thyne@hoganlovells.com
 D (27 11) 523-6283
 F 086-743-2729

Your ref
 Our ref H Thyne / A Mokdad
 Matter ref 133187

Dear Madam

OUR CLIENTS: THE FORMER TRUSTEES OF THE IF UMBRELLA PENSION FUND AND THE IF UMBRELLA PROVIDENT FUND

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Yours faithfully

Hogan Lovells (South Africa)
 Hunter Thyne
 Partner

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"GG 8.5"

De Koker, Carrol

918

From: Dippenaar, Michael
Sent: 01 July 2014 10:56 AM
To: [REDACTED]
Cc: Thyne, Hunter; Mokdad, Ahmed; De Koker, Carrol
Subject: Our clients: The former trustees of the IF Umbrella Pension Fund and IF Umbrella Provident Fund
Attachments: ScannerJhb@rmlaw.co.za_20140701_105353.pdf


Dear madam

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Yours faithfully,

Michael Dippenaar
Candidate Attorney

Hogan Lovells (South Africa)
22 Fredman Drive
Sandton, 2196
Tel: +27 11 286 6900
Direct: +27 11 523 6116
Fax: +27 86 680 3209
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919



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www.hoganlovells.com

1 July 2014

By email:

[Redacted]

hunter.thyne@hoganlovells.com
D (27 11) 523-6283
F 086-743-2729

Att: Lorraine Jager

Your ref
Our ref H Thyne / A Mokdad
Matter ref 133187

Urgent

Dear Madam

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Yours faithfully

Hogan Lovells (South Africa)
Hunter Thyne
Partner

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Hogan Lovells (South Africa) partners: L. Modise (Chairman), J. Amzreopoulos, W. Badenhorst, W. Beech, S. Biebuyck, A. Boshoff, K. Braatvedt, T. Canny, P. Chenery, S. Collier, W. Druce, A. Elliot, M. Elk, D. Francis, M. Gombender, J. Jacobs, I. Jacobsberg, W. Josselson, D. Kourelekis, P. Mafajane, D. Magidson, I. Mohamed, L. Mookagalla, S. Mouty, E. Nel, D. Ntombela, D. Pennington, C. Piley, R. Piley, G. Pritchard, R. Ramanantsoa, C. Ramsey, H. Sathesema, C. Serobe, A. Shapiro, E. Sours, S. Thema, H. Thyne, V. Vurgarellis, N. Vwebi. Consultants: D. Adams, H. Cochran, S. Collier, C. Marks, M. Middleton, G. Rubin. Senior Associates: C. Androu, S. Baker, J. Ewang, K. Giroux, M. Johnson, R. Julius, M. Leibowitz, T. Maanella, C. Mosper, A. Nondwana, L. Piley, J. Reedl. Associates: M. Adam, S. Chauke, A. Crommelin, T. Dlangiso, D. Donaldson, A. Graham, J. Higgs, M. Khen, S. Khanyile, P. Laurons, N. Mahomed, P. Maleka, S. Mbuli, S. Mkhomo, M. Mooketele, A. Mokdad, M. Ngobbe, J. Nielson, J. Patel, T. Peterson, P. Sarrasin-Pilay, G. Sador, H. Sathesema, D. Sebola, L. Sikkakane, S. Sikkakane, P. Thompson, S. van Tonder, M. Webb, B. Wray, C. You. Chief Executive Officer: M. Thomson. Chief Financial Officer: P. Labuschagne.

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"CG9"
920

IN THE HIGH COURT OF SOUTH AFRICA

(GAUTENG DIVISION, PRETORIA)

In the matter between:

CASE NO: 49616/2013

LE GRELLIER, GAIL

1st Applicant

BOTHA, RENIER

2nd Applicant

LEPAR, DAVID

3rd Applicant

SMITH, CAREL

4th Applicant

and

LUKHIMANE M.A. N.O.

1st Respondent

AFFIRM MARKETING SERVICES (PTY) LIMITED

2nd Respondent

BEEFMASTER (PTY) LIMITED

3rd Respondent

H BIRKENMEYER (PTY) LIMITED

4th Respondent

DR GEBKA, HELLIG & KLUG INC.

5th Respondent

DR RITZ INC.

6th Respondent

ETERNAL FLAME INVESTMENTS (PTY) LIMITED

7th Respondent

EXPECTRA 89 (PTY) LIMITED

8th Respondent

HESTICO (PTY) LIMITED

9th Respondent

HETTAS CC

10th Respondent

CONVISTA CONSULTING (PTY) LIMITED

11th Respondent

IDI TECHNOLOGY SOLUTIONS (PTY) LIMITED

12th Respondent

PROGRESSIVE PACKAGING (PTY) LIMITED

13th Respondent

WORLD CARGO SERVICES (PTY) LIMITED

14th Respondent

CONDUIT RISK AND INSURANCE HOLDINGS (PTY) LIMITED

15th Respondent

Handwritten signatures and initials at the bottom right of the page, including a large signature and the initials 'CG'.

DELL COMPUTER (PTY) LIMITED	16 th Respondent
THE BRAND UNION (PTY) LIMITED	17 th Respondent
ULTRA LITHO (PTY) LIMITED	18 th Respondent
NEWSCLIP MEDIA MONITORING (PTY) LIMITED	19 th Respondent
MIXTEC CC	20 th Respondent
PETROMARK (PTY) LIMITED	21 st Respondent
DEHTEQ (PTY) LIMITED	22 nd Respondent
WAVELENGTHS 32 (PTY) LIMITED t/a INSALO COMMUNICATIONS	23 rd Respondent
PANORAMIC COMPONENTS (PTY) LIMITED	24 th Respondent
CHICKEN MANAGEMENT SERVICES (PTY) LIMITED	25 th Respondent
HANSEN TRANSMISSIONS (PTY) LIMITED	26 th Respondent
ENABLEMED (PTY) LIMITED	27 th Respondent
PRIMESERV GROUP LIMITED	28 th Respondent
THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS	29 th Respondent
JOHANNESBURG CHILD WELFARE SOCIETY	30 th Respondent
THE EMPLOYEES OF THE SECOND TO THIRTIETH	
RESPONDENTS WHO ARE MEMBERS OF THE IF UMBRELLA	
PROVIDENT FUND AND THE IF UMBRELLA PENSION FUND	31 st Respondent
IF UMBRELLA PROVIDENT FUND	32 nd Respondent
IF UMBRELLA PENSION FUND	33 rd Respondent
KAMIONSKY, TONY	34 th Respondent

SERVICE AFFIDAVIT

I, the undersigned,

Handwritten signature and initials in the bottom right corner of the page.

MICHAEL DIPPPENAAR

do hereby make oath as follows:

1. I am a major male attorney and at the time of the events averred to in this affidavit, I was employed by Hogan Lovells (South Africa), situated at 22 Fredman Drive, Sandton, the then attorneys of record for the first to third applicants.
2. The facts contained herein fall within my personal knowledge, unless the context indicates otherwise, and are to the best of my belief both true and correct.

PURPOSE OF THIS AFFIDAVIT

3. The purpose of this affidavit is to deal with the service of a copy of the notice of motion and founding affidavit in this application upon the certain of the former trustees of the IF Umbrella Pension Fund and IF Umbrella Provident Fund ("the IF Funds").

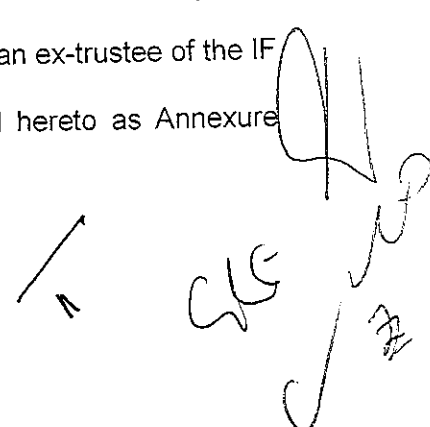
SERVICE

4. On 10 July 2014 I attended the offices of Heritage Financial Services (Pty) Ltd. ("Heritage") situated at 37 Balmoral Avenue, Hurlingham, Sandton. I met with Ms Penny Stolterfoht, an employee of Heritage and an ex-trustee of the IF Funds, and handed to her a copy of the notice of motion and founding affidavit in the above application. Furthermore, I requested Ms Penny Stolterfoht to sign a covering letter to confirm that she had received a copy of the abovementioned documents. A copy of the said covering letter is attached hereto as Annexure "MD1".
5. Furthermore on 10 July 2014, I attended the offices of NMG Benefits ("NMG")


Handwritten signatures and initials at the bottom right of the page, including a large signature and the initials 'N' and 'J'.

situated at 411 Main Avenue, Randburg. I met with Ms. Tammy Murewa, an employee of NMG and ex-trustee of the IF Funds, and handed to her a copy of the notice of motion and founding affidavit in the above application. Furthermore, I requested Ms Tammy Murewa to sign a covering letter to confirm that she had received a copy of the abovementioned documents. A copy of the said covering letter is attached hereto as Annexure "MD2".

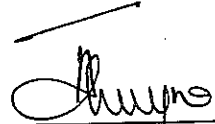
6. On 11 July 2014, the Sheriff, Johannesburg North, served a copy of the notice of motion and founding affidavit in the above application at EB Sphere, 5th Floor, Building D, Sunnyside Office Park, 32 Princess of Wales Terrace, Parktown Johannesburg, being the place of employment of Mr Brian Rosen, an ex-trustee of the IF Funds. A copy of the Sheriff's return of service is attached hereto as Annexure "MD3".
7. On 15 July 2014, I attended the offices of AON Hewitt ("AON") situated at 70 Grayston Drive, Sandton. I met with Ms. Lorraine Jager, an employee of AON and ex-trustee of the IF Funds, and handed to her a copy of the notice of motion and founding affidavit in the above application. Furthermore, I requested Ms Lorraine Jager to sign a covering letter to confirm that she had received a copy of the abovementioned documents. A copy of the said covering letter is attached hereto as Annexure "MD4".
8. On 19 July 2014, the Sheriff, Randburg South West, served a copy of the notice of motion and founding affidavit in the above application at 5 Francis Road, Blairgowrie Johannesburg, being the place of residence of Ms Claire Mol, an ex-trustee of the IF Funds. A copy of the Sheriff's return of service is attached hereto as Annexure "MD5".

Handwritten signature and initials in the bottom right corner of the page. The signature appears to be 'GJS' followed by a large flourish. Below it are the initials 'GJS' and '17/7'.

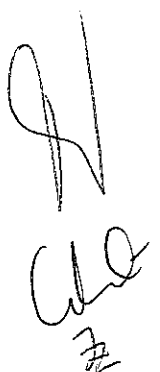
9. I can therefore confirm, that each of the above-mentioned ex-trustees of the IF Funds, as interested parties, have been given notice of the above application. I can confirm further, that none the above ex-trustees have given any notice of their intention to be joined to the proceedings.


MICHAEL DIPPENAAR

I HEREBY CERTIFY THAT THE DEPONENT HAS ACKNOWLEDGED THAT HE KNOWS AND UNDERSTANDS THE CONTENTS OF THIS AFFIDAVIT, WHICH WAS SIGNED AND SWORN TO BEFORE ME AT SANDTON ON THIS THE 15TH DAY OF SEPTEMBER 2015, THE REGULATIONS CONTAINED IN GOVERNMENT NOTICE NO 3619 OF 21 JULY 1972 AND NO 1648 OF 19 AUGUST 1977 HAVING BEEN COMPLIED WITH.


COMMISSIONER OF OATHS

William Herbert Hunter Thyne
Commissioner of Oaths
Practicing Attorney
Cliffe Dekker Hofmeyr Inc
1 Protea Place
Sandton





Hogan Lovells (South Africa)
 22 Fredman Drive
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 P O Box 78333 Sandton City 2146
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 www.hoganlovells.com

"MDI"
 925

10 July 2014

By hand
 Penny Stolterfoht
 Heritage Financial Consultants (Pty) Ltd
 37 Balmoral Avenue
 Hurlingham

Michael Dippenaar
 michael.dippenaar@hoganlovells.com
 D (27 11) 523-6116
 F 086-680-3209

Your ref
 Our ref H Thyne/ A Mokdad/ M
 Dippenaar
 Matter ref I33187

For the attention of Sheriff Johannesburg North

Dear Penny

GAIL LE GRELLIER & 3 OTHERS / LUKHIMANE M.A. N.O. & 33 OTHERS CASE NO. 49616/13

1. We act for the first, second and third applicants in the above matter.
2. Please find enclosed herewith the following for your attention:
 - 2.1 A copy of the notice of motion together with the founding affidavit of Mrs Gail Le Grellier.

Yours faithfully

Hogan Lovells (South Africa)
 Michael Dippenaar

Recived by:

Date: 10/7/2014

Place Hurlingham.

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Hogan Lovells (South Africa) partners: L Modise (Chairman), J Andropoulos, W Badenhorst, W Beech, B Biebuyck, A Boshoff, K Braatvedt, T Canny, P Chenery, S Collier, W Drué, A Elliott, M Eis, D Francis, M Govender, J Jacobs, I Jacobsberg, W Josselsohn, D Kouvelakis, P Mafojane, D Magidson, I Mahomed, L Monnagotta, S Monty, E Nel, D Ntombela, D Pennington, C Pillay, R Pillay, G Pritchard, R Ranchhoojee, C Rumsey, H Schensema, C Serobe, A Shapiro, E Sours, S Thema, H Thyne, V Vurgarellis, N Webb Consultants: D Adams, H Cochrane, S Cohen, C Marais, M Middleton, D Rabin Senior Associates: C Andreou, S Baker, J Ewang, K Gimun, M Johnson, R Julius, M Leibowitz, C Morgan, A Nondwana, L Pillay, J Reddi, N Veitman Associates: M Adam, S Chauke, A Crommelin, T Dlongo, A Graham, J Higgs, M Khan, S Khanyile, P Lourens, N Mahomed, P Malefe, S Mbuli, S Mchunu, M Mochitele, A Mokdad, M Ngcobo, J Nielsen, T Paterson, P Sannasi-Pillay, G Sader, H Satheke, D Sebola, L Sikhakhane, S Sikhakhane, S van Tonder, M Webb, B Wray, C You Head of Tax and Head of China Practice Group: E Lai King Chief Executive Officer: M Thomson Chief Financial Officer: P Labuschagne "not attorney/not partner"

The word "partner" is used to describe a partner or member of Hogan Lovells International LLP, Hogan Lovells US LLP or any of their affiliated entities or any employee or consultant with equivalent standing. Certain individuals, who are designated as partners, but who are not members of Hogan Lovells International LLP, do not hold qualifications equivalent to members. The word "partner" may be used to refer to a director of Routledge Modise Inc, but the use of that term does not indicate that Routledge Modise Inc is a partnership, nor that the directors of Routledge Modise Inc are in partnership with the partners or members of other entities in the Hogan Lovells International legal practice. For more information about Hogan Lovells, the partners and their qualifications, see www.hoganlovells.com.



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"MD2"

926

10 July 2014

By hand
 Tammy Murewa
 NMG House
 411 Main Avenue
 Randburg

Michael Dippenaar
 michael.dippenaar@hoganlovells.com
 D (27 11) 523-6116
 F 086-680-3209

Your ref
 Our ref H Thyne/ A Mokdad/ M Dippenaar
 Matter ref 133187

For the attention of Sheriff Johannesburg North

Dear Tammy

GAIL LE GRELLIER & 3 OTHERS / LUKHIMANE M.A. N.O. & 33 OTHERS CASE NO. 49616/13

1. We act for the first, second and third applicants in the above matter.
2. Please find enclosed herewith the following for your attention:
 - 2.1 A copy of the notice of motion together with the founding affidavit of Mrs Gail Le Grellier.

Yours faithfully

Hogan Lovells (South Africa)
 Michael Dippenaar

Received by: *Tammy Murewa*

Date: *10 July 2014*

Place: *Randburg*

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 Senior Associates: C Andreou, S Baker, J Ewang, K Gimun, M Johnson, R Julius, M Leibowitz, C Morgan, A Nondwana, L Pillay, J Reddi, N Veltman Associates: M Adam, M Middleton, D Rabin
 Associates: T Dlongolo, A Graham, J Higgs, M Khan, S Khanyile, P Lourens, N Mahomed, P Malele, S Mbuli, S Mchunu, M Mochifete, A Mokdad, M Ngcobo, J Nielsen, T Paterson, P Sannasi, S Chauke, A Crommetin, H Sathhege, D Sebola, L Sikhakhane, S Sikhakhane, S van Tonder, M Webb, B Wray, C You
 Head of Tax and Head of China Practice Group: E Lai King* Chief Executive Officer: M Thomson* Chief Financial Officer: P Labuschagne*
 *not attorney/not partner

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 www.hoganlovells.com

"MD4"
 928

11 July 2014

By hand
 Lorraine Jager
 AON Hewitt
 70 Grayston Drive

Michael Dippenaar
 michael.dippenaar@hoganlovells.com
 D (27 11) 523-6116
 F 086-680-3209

Your ref
 Our ref H Thyne/ A Mokdad/ M
 Dippenaar
 Matter ref 133187

Dear Lorraine

GAIL LE GRELLIER & 3 OTHERS / LUKHIMANE M.A. N.O. & 33 OTHERS CASE NO. 49616/13

1. We act for the first, second and third applicants in the above matter.
2. Please find enclosed herewith the following for your attention:
 - 2.1 A copy of the notice of motion together with the founding affidavit of Mrs Gail Le Grellier.

Yours faithfully

Hogan Lovells (South Africa)
 Michael Dippenaar

Recived by: *Lorraine Jager-*
 Date: *15/7/2014*
 Place *Sandton.*

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**IN THE HIGH COURT OF SOUTH AFRICA
(South Gauteng High Court)**

"MD5"
929

Case No. 49616/13

In the matter between:
LE GRELLIER GAIL AND OTHERS

and
MS CLAIRE MOL

Applicant

Respondent

RETURN: EXECUTION OF COURT ORDER

IT IS HEREBY CERTIFIED:

That on 19 July 2014 at 13h45 at [REDACTED] being the place of residence of MS CLAIRE MOL and during her temporary absence a copy of the Court Order was served MR T DAVID, PERSON IN CHARGE a person apparently not less than sixteen years of age and apparently in charge of the premises at the time of delivery, after the original document was displayed and the nature and contents thereof was explained to her. Rule 4(1)(a)(ii).

SHERIFF CHARGES/EXPENSES: (You may require that this account be taxed and vouched before payment)

Description	Tariff	QTY	Amount	Description	Tariff	QTY	Amount
Cellular call	9.00	1	9.00				
Cellular costs	9.00	3	27.00				
Registration & Return	32.50	1	32.50				
Execution	121.50	1	121.50				
Postage	27.00	1	27.00				
Document returned	18.00	1	18.00				
Document returned	18.00	1	18.00				

TO: THE REGISTRAR OF THE HIGH COURT, Johannesburg

Zero rated items	0.00
Sub-total	253.00
VAT	35.42
Total	288.42

Account No.: R11094

TO: HOGAN LOVELLS ATTORNEYS

Dx - 7 - SANDTON SQUARE

Your Reference: HTHYNE/AMOKDAD/MDIPPENAAR



MR. CHRISTO JULYAN - DEPUTY SHERIFF

(Properly appointed in terms of Section 6(1) of the Sheriff's Act No. 90/1986)

Signed at Randburg on 11/08/14

My Reference: 2014/00/09481.00 / KM

Sheriff Randburg South West - Ms M.L. Lephadi

P.O. Box 1290 Ferndale 2160

Tel: +27-11-326 3559

Fax: +27-11-326 3599

VAT No./BTW Nr. 4680262658

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

In the matter between:

CASE NO: 49616/2013

- LE GRELLIER, GAIL 1st Applicant
- BOTHA, RENIER 2nd Applicant
- LEPAR, DAVID 3rd Applicant
- SMITH, CAREL 4th Applicant

and

- LUKHIMANE M.A. N.O. 1st Respondent
- AFFIRM MARKETING SERVICES (PTY) LIMITED 2nd Respondent
- BEEFMASTER (PTY) LIMITED 3rd Respondent
- H BIRKENMEYER (PTY) LIMITED 4th Respondent
- DR GEBKA, HELLIG & KLUG INC. 5th Respondent
- DR RITZ INC. 6th Respondent
- ETERNAL FLAME INVESTMENTS (PTY) LIMITED 7th Respondent
- EXPECTRA 89 (PTY) LIMITED 8th Respondent
- HESTICO (PTY) LIMITED 9th Respondent
- HETTAS CC 10th Respondent
- CONVISTA CONSULTING (PTY) LIMITED 11th Respondent
- IDI TECHNOLOGY SOLUTIONS (PTY) LIMITED 12th Respondent
- PROGRESSIVE PACKAGING (PTY) LIMITED 13th Respondent
- WORLD CARGO SERVICES (PTY) LIMITED 14th Respondent
- CONDUIT RISK AND INSURANCE HOLDINGS (PTY) LIMITED 15th Respondent
- DELL COMPUTER (PTY) LIMITED 16th Respondent
- THE BRAND UNION (PTY) LIMITED 17th Respondent

ULTRA LITHO (PTY) LIMITED	18 th Respondent
NEWSCLIP MEDIA MONITORING (PTY) LIMITED	19 th Respondent
MIXTEC CC	20 th Respondent
PETROMARK (PTY) LIMITED	21 st Respondent
DEHTEQ (PTY) LIMITED	22 nd Respondent
WAVELENGTHS 32 (PTY) LIMITED t/a INSALO COMMUNICATIONS	23 rd Respondent
PANORAMIC COMPONENTS (PTY) LIMITED	24 th Respondent
CHICKEN MANAGEMENT SERVICES (PTY) LIMITED	25 th Respondent
HANSEN TRANSMISSIONS (PTY) LIMITED	26 th Respondent
ENABLEMED (PTY) LIMITED	27 th Respondent
PRIMESERV GROUP LIMITED	28 th Respondent
THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS	29 th Respondent
JOHANNESBURG CHILD WELFARE SOCIETY	30 th Respondent
THE EMPLOYEES OF THE SECOND TO THIRTIETH	
RESPONDENTS WHO ARE MEMBERS OF THE IF UMBRELLA	
PROVIDENT FUND AND THE IF UMBRELLA PENSION FUND	31 st Respondent
IF UMBRELLA PROVIDENT FUND	32 nd Respondent
IF UMBRELLA PENSION FUND	33 rd Respondent
KAMIONSKY, TONY	34 th Respondent

1st TO 3rd APPLICANTS' NOTICE OF INTENTION TO AMEND

TAKE NOTICE that the first to third applicants intend to amend their notice of motion by inserting the following new prayer 2A, and by deleting prayer 3 and substituting it with the following:

Handwritten signature and initials, possibly 'AF' and '77', located at the bottom right of the page.

"2A Alternatively to prayers 1 and 2, the applicants be relieved from liability arising from the first respondent's determination in terms of section 7F of the Pension Funds Act 24 of 1956.

3. The 16th and 34th respondents be ordered to pay the costs of this application, jointly and severally, the one paying the other to be absolved."

TAKE NOTICE FURTHER that unless written objection is received to the proposed amendment within 10 days of the date of delivery hereof, the first to third applicants will amend their notice of motion accordingly.

TAKE NOTICE FURTHER that the first to third applicants tender the wasted costs, if any, on the unopposed scale, occasioned by the proposed amendment

Signed at _____ on ____ August 2015.

JACOBS GONYORA

Attorneys for the 1st – 3rd applicants

Ballyclare Place

14 Ballyclare Drive

Bryanston

Ref: Mr N Jacobs

C/o JACOBSON & LEVY

215 Orient Street

Arcadia

Pretoria

Ref: Mr J Levy/DB/L11752

TO: **THE REGISTRAR OF THIS
HONOURABLE COURT
PRETORIA**



AND TO: BROOKS & LUYT INC.Attorneys for the 16th respondent

Tel: 021 447 5322

Fax: 086 549 1632

C/o NEWTONS INC.2nd Floor (Lobby 3) Brooklyn Forum Building

337 Veale Street, Brooklyn

AND TO: TONY KAMIONSKY34th respondent***INSERT DETAILS*****AND TO: DUNSTER & ASSOCIATES**Attorneys for 32nd and 33rd Respondents4th Floor, Suite 405

42 Keerom Street

Tel: (021) 422 3020

Fax: 086 601 2142

c/o **Savage Jooste & Adams**

141 Boshoff Street

Nieuw Muckleneuk

Pretoria

0001

