

IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, JOHANNESBURG

[Handwritten signature]
1/6/2023

CASE NO: 2023 - 050131

Held at Johannesburg on 30 May 2023 before the Honourable Justice Holland-Muter.

In the urgent ex parte, application of:

MAZETTI MANAGEMENT SERVICES (PTY) LTD

First Applicant

AMMETTI HOLDINGS (PTY) LTD

Second Applicant

in re:

MAZETTI MANAGEMENT SERVICES (PTY) LTD

First Applicant

AMMETTI HOLDINGS (PTY) LTD

Second Applicant

And

**AMABHUNGANE CENTRE FOR INVESTIGATIVE
JOURNALISM NPC**

First Respondent

STEPHEN PATRICK SOLE

Second Respondent

ROSHAN MICAH REDDY

Third Respondent

DEWALD VAN RENSBURG

Fourth Respondent

DRAFT ORDER

HAVING read the papers filed on record and having heard counsel for the applicant, an order is made in the following terms:

1. This application is enrolled and be heard as an urgent *ex parte* in camera.
2. This application is not to be made public until the service of the order set out below.

IT IS ORDERED THAT

2 The first, second, third and fourth respondents are to directed return to the applicants and/or the Moti Group, within 48 hours of service of this order:

2.1. all and any of the documents belonging to the first applicant listed in the Cyanre Digital Forensic Lab (Pty) Ltd Report ("the forensic report") which will be made available to the Court hearing this application under cover of a confidential affidavit and which list will be provided to the respondents and their attorneys upon receipt of the confidentiality undertakings sought in the letters which will be served simultaneously on the respondents, respectively;

2.2. all and any of the documents belonging to the first applicant listed in at paragraph 12.8 of the founding affidavit, a copy of such list is attached to this order marked "X";

2.3. all and any of the documents belonging to the first applicant listed in the Paul O Sullivan Reports attached to this order marked "Y" and "Z".

2.4. all and any documents in the possession or under the control of the respondents or any of them which belong to the first applicants and/or the Moti Group and were "leaked" or provided to the first respondent by Clinton Van Niekerk and/or Frederik Lutzkie and or on behalf of either of them.

3. Pending the return day set out hereunder, any anticipation thereof by the respondents or any one of them, or the finalisation of this application or any further proceedings flowing therefrom, the respondents are interdicted and restrained on an interim basis with immediate effect from:

3.1. publishing any further any articles based on the first applicant's documents in their possession and/or as listed in prayer 2 above;

3.2. utilising and/or disseminating any of such documents which is in their possession, and/or information contained therein as listed in prayer 2 above to any third parties.

4. The respondents have the right to anticipate the return date with 24-hour notice to the applicants.

5. That a rule nisi is issued calling upon the respondents or any of them to show cause before this Court, on 2/10/2023 at 10h00 or so soon thereafter as the matter may be heard, why:

5.1. an order as set out in prayers 2 and 3 hereof should not be made final;

REGISTRAR VAN DIE HOOGGERE RECHTERSKAMER VAN OORLANGE
RECHTERSKAMER VAN OORLANGE
JOHANNESBURG


2023-01

REGISTRAR OF THE HIGH COURT OF OORLANGE
RECHTERSKAMER VAN OORLANGE
JOHANNESBURG

2/10/2023
2/10/2023

at 10h00

- 5.2. the first respondent and any of the other respondents who oppose this application should not be ordered to pay the costs of this application and the costs associated with their opposition thereto, including the costs occasioned by the costs of two counsel.
6. If the respondents fail to return to the first applicant the documents as described in prayer 2 above which are shown to be in their possession, without due and proper reason, the applicants are permitted to approach this court on these papers duly supplemented, for an order permitting the Sheriff of this court to take such steps as are necessary to secure the first applicant's documents and deliver them to the first applicant.


BY ORDER OF COURT

THE REGISTRAR

PAUL STRATHERN SC

083 602 6220

pauls@law.co.za

SIOBHAN MEYER

083 228 2253

siobhanm@rivoniaadvocates.co.za

Counsel for the Applicants

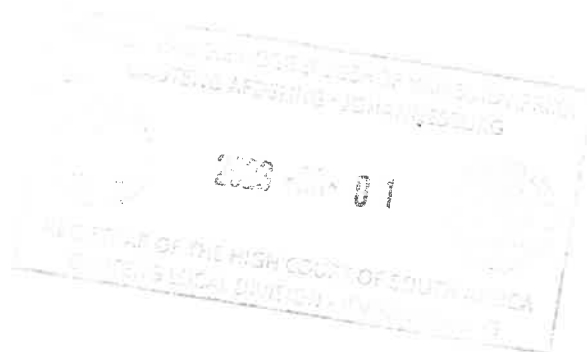
ULRICH ROUX & ASSOCIATES

Attorneys for the Applicants

Tel: 011 455 4640

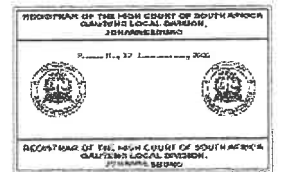
Email: ulrich@rouxlegal.com and

vanessa@rouxlegal.com

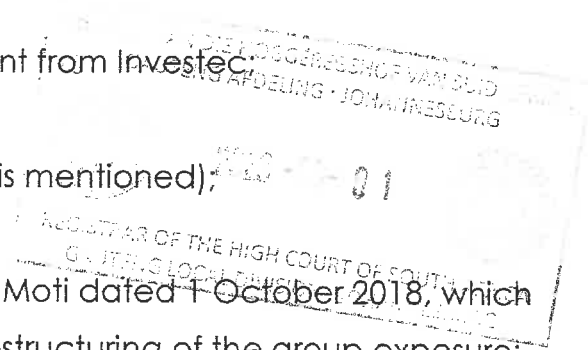


ANNEXURE X

1. Letters from prison sent by Mr Zunaid Moti pertaining to mining operations in Zimbabwe on the Moti Groups chrome wash plants;
2. A joint venture agreement between ACF and Rusunungo Nkululeko Holdings (RNH);
3. A Consultancy agreement between Mnangagwa and African Chrome Fields (PVT) Limited;
4. Unsigned copies of a trust deed for one Mr Mnangagwa;
5. A letter signed by Moti that suggests that ACF was allowed to import chemicals duty free;
6. A 20 January 2016 letter wherein Moti sought the vice president's assistance in getting the Finance Ministry to exempt ACF from fuel import duties;
7. A 2016 overview document which referred to ACF's "relationship with the Presidency" and the "interaction and support from related and associated Ministries and Parastatals";
8. A 19 June 2017 memo to Chiwenga prepared by Mr. Ashruf Kaka ("Kaka") (an ex-employee of the Moti Group);
9. An email dated 11 February 2017 from ACF's chief technical officer, Mr. John Drummond to Kaka;
10. Copies of an Urgent High Court application issued in Zimbabwe;

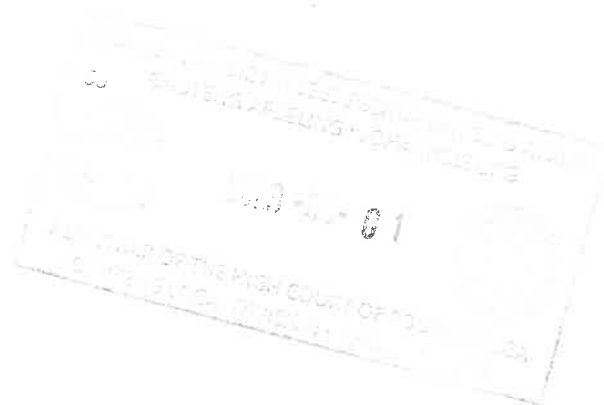
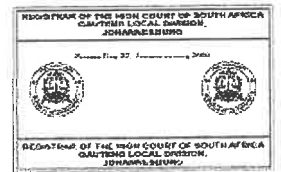


11. A letter dated October 2018 from a Moti Group employee;
12. An internal written update to Moti from Kaka dated September 2018;
13. Correspondence between Moti and his employees and/or third parties;
14. A memorandum dated October 2018 pertaining to the Moti Group's debt to Investec;
15. A letter dated 22 October 2018 between Moti and his employees;
16. A Letter from Investec to Moti dated 19 June 2014 wherein they expressed their discomfort regarding R2 billion exposure owed by Moti;
17. An Investec loan agreement with Moti and related annexures;
18. Handwritten notes from April 2015 showing sketch of technology deal between Moti and Epstein;
19. E-mail from Epstein to Kaka and Rossi dated 28 April 2015 containing materials to conclude a contract such as passport and proof of residency, with payment instructions;
20. A loan agreement between Waleed and Epstein;
21. Management support agreement from Investec;
22. A Trip record of 31 July (no year is mentioned);
23. Briefing document prepared for Moti dated 1 October 2018, which contains internal proposals for restructuring of the group exposure;



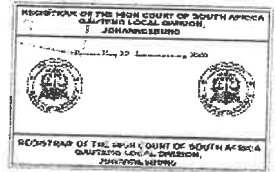
- 24. Documents showing payments to Epstein's nominated account at Gerber Goldschmidt up to 12 April 2018; and

- 25. Settlement agreement between Waleed and Red Pine Trust.





PAUL O'SULLIVAN & ASSOCIATES
FORENSIC AND LOSS CONTROL CONSULTANTS



FORENSIC REPORT
ELECTRONIC METADATA ANALYSIS
IN RESPECT OF THE EMAIL SENT BY DEWALD VAN
RESNBURG ON 2023-05-10 AND THE ACCOMPANYING
ELECTRONIC FILES

This report and any accompanying documentation contain strictly confidential information and is intended for the addressees. Under no circumstances should copies be made available or distributed to any external parties.

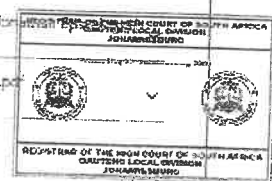
1. ANALYSIS OF EMAIL: "AMABHUNGANE QUESTIONS REGARDING JONATHAN EPSTEIN"



FW Email from
Dewald van Rensburg

From: Dewald van Rensburg <dewaldvr@amabhungane.org>
Sent: Wednesday, May 10, 2023 2:13 PM
To: ulrich@rouxlegal.com
Cc: Sam Sole <sams@amabhungane.org>; Dario Milo <dario.milo@webberwentzel.com>; Micah Reddy <micahr@amabhungane.org>; Kenan Petersen <Kenan.Petersen@webberwentzel.com>; Odwa Abraham <Odwa.Abraham@webberwentzel.com>
Subject: amaBhungane questions regarding Jonathan Epstein

- B - Schedule of Epstein payments.pdf .pdf file
- D - Settlement Agreement - Rolan trust - Red Pine Trust.pdf .pdf file
- A - Loan agreement JM Epstein-Waleed.pdf .pdf file
- amaBhungane questions for Moti Group regarding Jonathan Epstein.pdf file
- C - Term Sheet - The Rolan Trust by Jonathan Epstein.pdf .pdf file



Good afternoon Ulrich

As you are aware the amaBhungane Centre for Investigative Journalism is publishing a series of articles on the Moti Group. Please find attached questions in relation to the Moti Group's relationship with Jonathan Epstein.

Kindly acknowledge receipt of this email and also confirm that you will respond by no later than 10:00 Monday 15 May.

Thanks and regards.



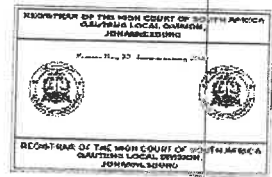
Dewald van Rensburg
amaBhungane Centre for Investigative Journalism
+27 81 359 4396



2. EMAIL HEADER

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 To: ulrich@rouxlegal.com
 Cc: Sam Sole <sams@amabhungane.org>, Dario Milo <dario.milo@webberwentzel.com>; 01
 Micah Reddy <micahr@amabhungane.org>, Kenan Petersen <Kenan.Petersen@webberwentzel.com>;
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3. EMAIL HEADER ANALYSIS

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 To ulrich@rouxlegal.com
 Cc Sam Sole <sams@amabhungane.org>, Dario Milo <dario.milo@webberwentzel.com>, Micah Reddy <micahr@amabhungane.org>, Kenan Petersen <Kenan.Petersen@webberwentzel.com>, Odwa Abraham <Odwa.Abraham@webberwentzel.com>
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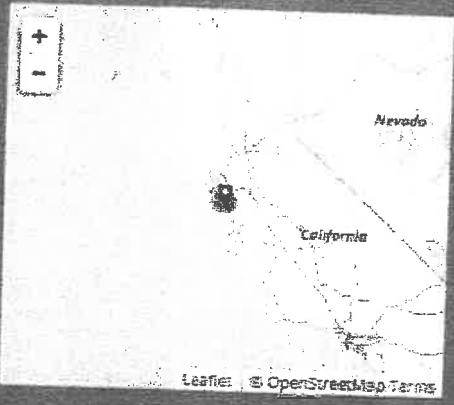


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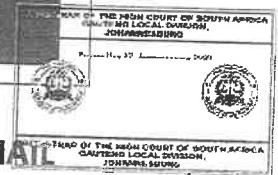
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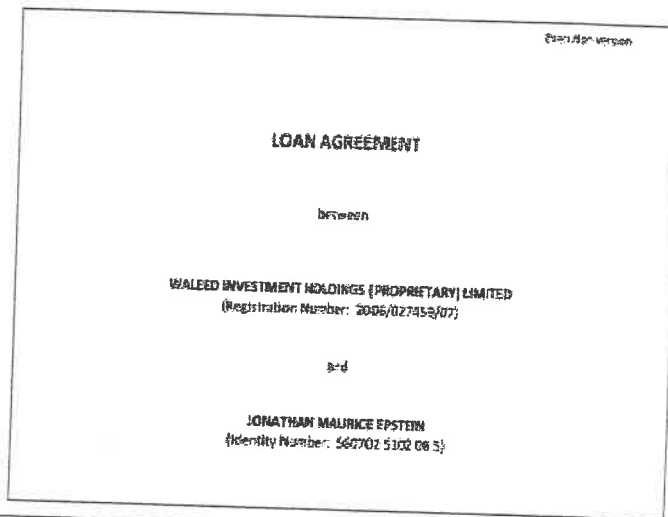
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 City: Mountain View
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CLICK TO CHECK BLACKLIST STATUS



5. METADATA ANALYSIS OF THE ATTACHMENTS TO THE ABOVE EMAIL
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Relevant meta data	

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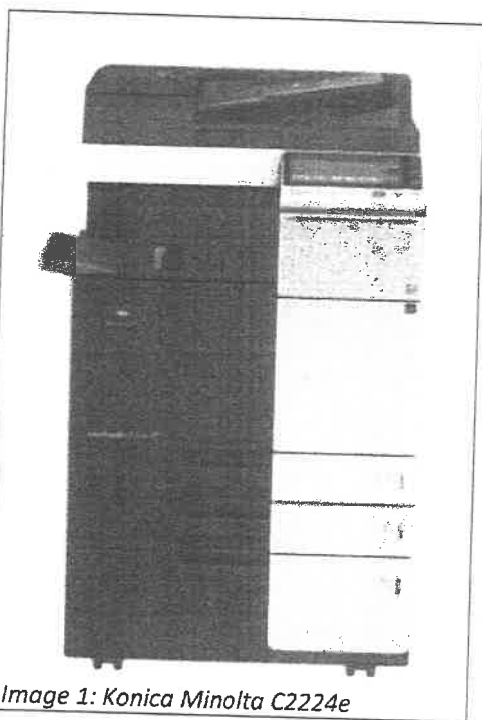
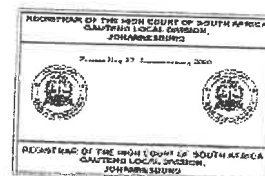


Image 1: Konica Minolta C224e



5.2 "B-SCHEDULE OF EPSTEIN PAYMENTS.PDF"

Jonathan Epstein		ANNEXURE A	
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April	1 500 000.00	Gerber Goldschmidt	
06-Jun-15	300 000.00	Gerber Goldschmidt	
13-Jun-15	700 000.00	Gerber Goldschmidt	
27-Jun-15	400 000.00	Gerber Goldschmidt	
07-Jul-15	300 000.00	Gerber Goldschmidt	
27-Jul-15	500 000.00	Gerber Goldschmidt	
28-Jul-15	30 000.00	Gerber Goldschmidt	
05-Aug-15	300 000.00	Gerber Goldschmidt	
21-Aug-15	300 000.00	Gerber Goldschmidt	
11-Sep-15	500 000.00	Gerber Goldschmidt	
15-Sep-15	500 000.00	Gerber Goldschmidt	
22-Sep-15	100 000.00	Straussmattl Systems	
13-Oct-15	500 000.00	Jonathan Epstein	
26-Oct-15	150 000.00	Straussmattl Systems	
26-Nov-15	600 000.00	Gerber Goldschmidt	
23-Dec-15	400 000.00	Gerber Goldschmidt	
26-Dec-15	400 000.00	Gerber Goldschmidt	
02-Feb-16	350 000.00	Gerber Goldschmidt	
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13-Jan-17	100 000.00	Gerber Goldschmidt	
07-Apr-17	100 000.00	Gerber Goldschmidt	
10-May-17	100 000.00	Gerber Goldschmidt	
30-May-17	100 000.00	Gerber Goldschmidt	
01-Nov-17	250 000.00	Gerber Goldschmidt	
31-Oct-18	500 000.00	Gerber Goldschmidt	
15-Mar-18	1 000 000.00	Gerber Goldschmidt	
27-Mar-18	500 000.00	Gerber Goldschmidt	
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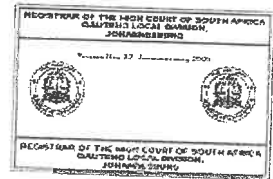
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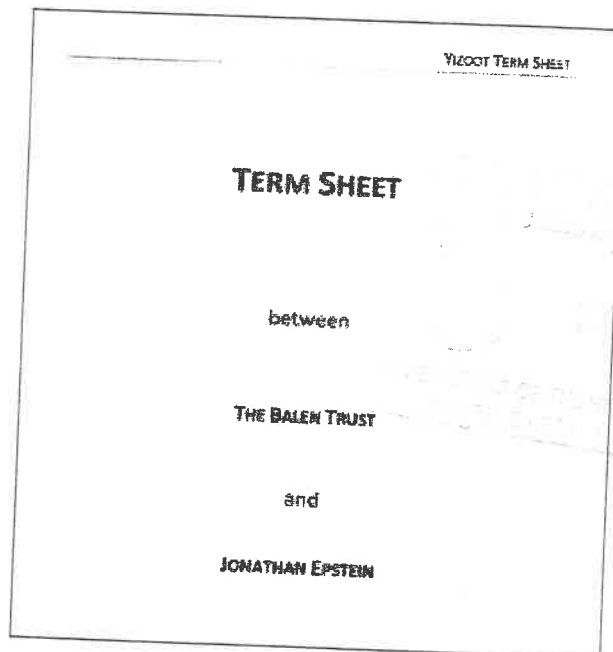
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Image 2: Konica Minolta Bizhub Develop ineo+368



5.3 "C-TERM SHEET -THE BALEN TRUST & JONATHAN EPSTEIN.PDF"

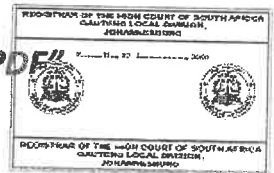


Name	C - Term Sheet - The Balen Trust & Jonathan Epstein.pdf
Item Number	1014
File Type	Adobe Acrobat
Logical Size	415 579 bytes (405,8 KB)
Date Created (metadata)	2018/04/18 13:14:53 (2018-04-18 11:14:53 UTC)
Date Modified (metadata)	2023/05/08 16:16:17 (2023-05-08 14:16:17 UTC)
Microsoft Office Metadata/Title	S36C-918041813140
PDF Properties/Creator	36C-9
PDF Properties/Producer	Develop ineo+ 368

Relevant meta data

The document was created by scanning through a "Develop ineo+ 368" on 2018-04-18 at 13h14. The document was modified on 2023-05-08 at 16h16. Following a comprehensive study of the document, it can only be assumed (without proof) that the 'modification' pertains to insertion of highlighting on small parts of the script.

5.4 "D-SETTLEMENT AGREEMENT-BALEN TRUST -RED PINE TRUST.PDF"



SETTLEMENT AGREEMENT

From: Balen Trust being the Trustee, for the time being, of the Balen Trust (Masters Reference No. 172146/04) (a trust duly constituted and registered in accordance with the laws of South Africa, and carrying on business at 108-108 4th Street, Parkmore, Johannesburg, or its nominee, acting herein on behalf of trust and its trustees, Waleed and Abaleqani Suppliers.

And from: Waleed Investment Holdings Proprietary Limited (Registration No. 2006027486/07) a limited liability company duly registered and incorporated in South Africa and carrying on business at 506-108 4th Street, Parkmore, Johannesburg, as Waleed;

And from: Abaleqani Suppliers Proprietary Limited (Registration No. 2000422500/07) a limited liability company duly registered and incorporated in South Africa and carrying on business at 108-108 4th Street, Parkmore, Johannesburg, as Abaleqani;

To: Red Pine Trust being the Trustee, for the time being, of the Red Pine Trust (Masters Reference No. 172146/04) (a trust duly established and registered in accordance with the laws of South Africa, as Red Pine.

And To: Jonathan Epstein (Identity No. 580702 5102 085) a male adult businessman, as JE, acting on his own behalf and that of his business partner, Grayling, and company, Streamflow.

And To: Eben Grayling (Identity No. 500517 5054 061) a male adult businessman, as Grayling.

And To: Streamflow Systems Proprietary Limited (Registration No. 2014275123/07) a limited liability company duly registered and incorporated in South Africa, as Streamflow.

In respect of: Yaseel being the invention of a software application system and method for navigating in a digital environment as per the Intellectual Property registration as Red Under Patent Application Number PCT/ZA2018/05134 (Registration 7 Registered IP), as Yaseel App.

And in respect of: Term Sheet being the contractual agreement as contained in the Term Sheet signed between Balen and JE on or around 16 April 2018.

07 August 2018

Dear Sirs

TERM SHEET ENTERED INTO ON OR ABOUT 16 April 2018 BETWEEN BALEN TRUST (AS DEFINED) AND JONATHAN EPSTEIN (AS DEFINED) AND "TERM SHEET"

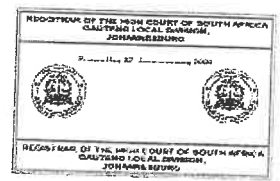
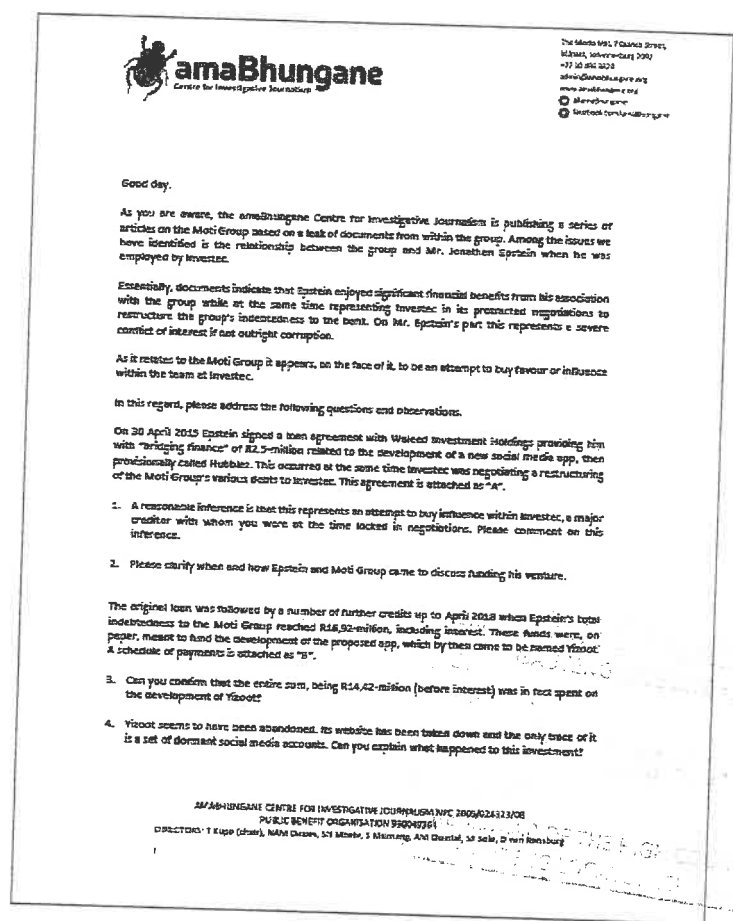
- We refer to the Term Sheet, Terms defined in the Term Sheet have the same meaning in this letter unless given a different meaning in this letter.
- Together, Balen, Waleed and Abaleqani Suppliers advanced an amount of R16,500,000 (sixteen million five hundred and twenty thousand rand only) ("Loan") to JE (jointly and severally as Streamflow and/or Grayling) for 30% shareholding in the Yaseel App, together with agreed profit participation on the terms and conditions contained therein ("Balen Equity"). This Loan Amount included agreed interest and costs.

Name	D - Settlement Agreement - Balen trust - Red Pine Trust.pdf
Item Number	1015
File Type	Adobe Acrobat
Logical Size	1439021 bytes (1405 KB)
Date Created (metadata)	2018/08/16 09:49:16 (2018-08-16 07:49:16 UTC)
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Relevant meta data

The document was created on the same type of machine as "A - LOAN AGREEMENT JM EPSTEIN-WALEED.PDF" on 2018-08-16 at 09h49. The document was modified on 2023-03-08 at 19h32. Following a comprehensive study of the document it is not known what the modification was.

5.5 "AMABHUNGANGE QUESTIONS FOR MOTI GROUP REGARDING JONATHAN EPSTEIN.PDF"



Name	E - AmaBhungane questions for Moti Group regarding Jonathan Epstein.pdf
File Type	PDF
Logical Size	244 947 bytes (245 KB)
Date Created (metadata)	2023/05/10 11:59:47
Date Modified (metadata)	2023/05/10 11:59:47
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Creator	Microsoft Word

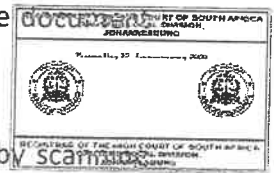
Relevant meta data

The document was created on Microsoft Word by author 'Christopher Chase' and thereafter saved as a PDF version on 2023-05-10 at 11h59. Preliminary enquiries conducted on individuals named Christopher Chase indicate that there is no employment history between individuals named Christopher Chase and amaBhungane.

Further enquiries may be required to ascertain who Cristopher Chase is and why the metadata would have him named as the author of the above document.

6. FINDINGS

- 6.1. The email "*amaBhungane questions regarding Jonathan Epstein*", with sender address 'dewaldvr@amabhungane.org' with IP address **209.85.222.65** indicated that the email transmits through a *Google LLC* server with origin address as California, United States of America.
- 6.2. The document "*A - LOAN AGREEMENT JM EPSTEIN-WALEED.PDF*" was created by scanning through a **Konica Minolta C224e** on **2018-10-16 at 12h14**. The document was modified on **2023-03-01 at 15h27**.
- 6.3. The document "*B-SCHEDULE OF EPSTEIN PAYMENTS.PDF*" was created by scanning through a **Konica Minolta Develop ineo+ 368** on **2023-05-09 at 17h42:05**.
- 6.4. The document "*C-TERM SHEET -THE BALEN TRUST & JONATHAN EPSTEIN.PDF*" was created by scanning through a **Konica Minolta Develop ineo+ 368** on **2018-04-18 at 13h14**. The document was modified on **2023-05-08 at 16h16**.
- 6.5. The document "*D-SETTLEMENT AGREEMENT-BALEN TRUST -RED PINE TRUST.PDF*" was created on the same type of machine as "*A - LOAN AGREEMENT JM EPSTEIN-WALEED.PDF*" on **2018-08-16 at 09h49**.
- 6.6. The document "*AMABHUNGANGE QUESTIONS FOR MOTI GROUP REGARDING JONATHAN EPSTEIN.PDF*" was created on Microsoft Word by author 'Christopher Chase' and thereafter saved as a PDF version on **2023-05-10 at 11h59**. Further enquiries may be required to ascertain who Cristopher Chase is and why the metadata would have him named as the author of the above document.
- 6.7. A tranche of 4013 electronic files are known to be stolen by Clinton Van Niekerk between 2022-09-02 and 2022-10-05 from Moti Groups' OneDrive server. The cyber-forensic evidence was only available for a short duration, owing to a lack of log-file history. It is therefore probable that Clinton Van Niekerk stole a lot more files, including, but not limited to the attachment being analysed.



6.8. It is suggested that Dewald Van Rensburg be asked to explain where he got the four files attached to his email dated 2023-05-10 as they appear to be stolen property.

DRAFTED BY:

REVIEWED BY:

CHECKED BY:

Keryn Joffe
 Fraud Examiner


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 Tel: +27 79 697 2167

Ashley Brosnan, CFE
 Certified Fraud Examiner

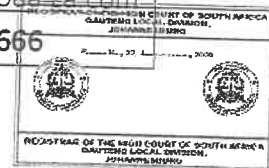


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Paul O'Sullivan CFE
 Certified Fraud Examiner



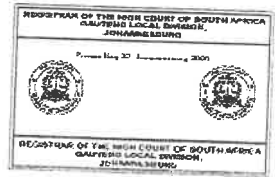
Director
paul.osullivan@poaa.za.com
 Tel: +27 82 821 1666





PAUL O'SULLIVAN & ASSOCIATES

FORENSIC AND LOSS CONTROL CONSULTANTS



FORENSIC REPORT

ELECTRONIC METADATA ANALYSIS

IN RESPECT OF

THE E-MAIL SENT BY GOTHE ATTORNEYS ON 2022-12-09

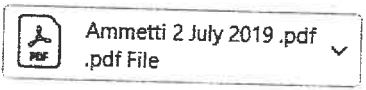
This report and any accompanying documentation contain highly confidential and/or legally privileged information and is intended for the addressees. Under no circumstances should copies be made available or distributed to any external parties without the prior written consent of Paul O'Sullivan & Associates.

1. ANALYSIS OF THE EMAIL: "NEW SALT ROCK CITY (PTY) LTD & OTHERS // KILKEN PLATINUM (PTY) LTD & OTHERS"



Re NEW SALT ROCK CITY (PTY) LTD OTHE

From: Konrad Gothe <konrad@gotheattorneys.co.za>
Sent: Friday, December 9, 2022 1:49 PM
To: Cristy Lelean <CL@khl.co.za>; Mohamed Husain <MJH@khl.co.za>
Cc: Antoinette Coetzee <antoinette@gotheattorneys.co.za>
Subject: Re: NEW SALT ROCK CITY (PTY) LTD & OTHERS // KILKEN PLATINUM (PTY) LTD & OTHERS



Dear Sirs,


We refer to your email dated 8 December 2022.

1. Kindly find attached hereto a copy of the document referred to in paragraph 3 of our letter as requested.
2. As to the remainder of your email, we are not prepared to submit to any interrogatories and await your clients' formal response to our letter.
3. Our clients' rights remain reserved.

Yours faithfully | Die Uwe



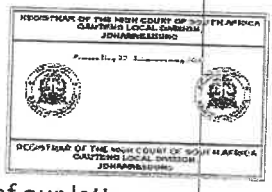
Konrad Gothe
COMMERCIAL ATTORNEY
+27 87 802 2013
225 Muller Street, Queenswood, Pretoria
www.gotheattorneys.co.za



Please note our office will be closed for the festive season from 12 December 2022 to 9 January 2023

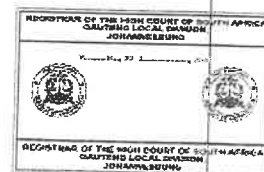
FRAUD ALERT:
Gothe Attorneys will never change its banking details. Therefore, any communication you receive stating we have done so is false. Should you receive such notification, please contact us immediately.

ATTENTION:
The information in this electronic mail message is private and confidential and only intended for the addressee. Should you receive this message by mistake, you are hereby notified that any disclosure, reproduction, distribution or use of this message is strictly prohibited. Please inform the sender by reply transmission and delete the message without copying or opening it. Any unauthorised use or interception of this e-mail is illegal. If this e-mail is not intended for you, you may not copy, distribute nor disclosure any of the contents to anyone. The sender does not accept any responsibility for the opinions expressed in this e-mail which are not within the scope of the Company's business.

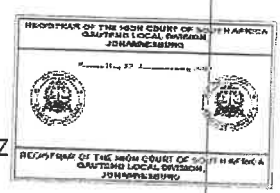


2. EMAIL HEADER

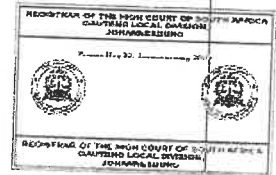
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 To: Cristy Lelean <CL@khl.co.za>, Mohamed Husain <MJH@khl.co.za>
 Cc: Antoinette Coetzee <antoinette@gotheattorneys.co.za>
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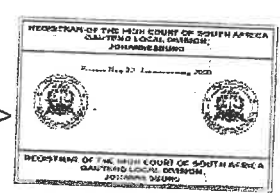
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3. EMAIL HEADER ANALYSIS

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To	Cristy Lelean <CL@khl.co.za>, Mohamed Husain <MJH@khl.co.za>
Cc	Antoinette Coetsee <antoinette@gotheattorneys.co.za>
Subject	Re: NEW SALT ROCK CITY (PTY) LTD & OTHERS // KILKEN PLATINUM (PTY) LTD & OTHERS
Thread-Topic	NEW SALT ROCK CITY (PTY) LTD & OTHERS // KILKEN PLATINUM (PTY) LTD & OTHERS
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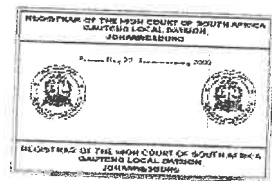
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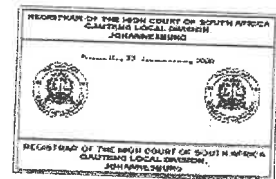
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Content-Language en-GB

Content-Type multipart/mixed; boundary="_010_38A1CB4F166E446BBE29002C93D7AD3Egotheattorneyscoza_"

Mime-Version 1.0

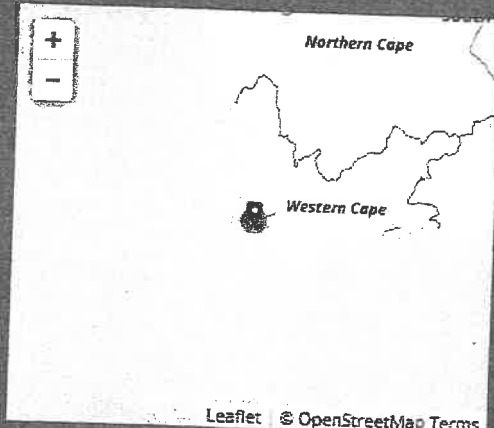


4. IP ADDRESS VERIFICATION

The email "RE: NEW SALT ROCK CITY (PTY) LTD & OTHERS // KILKEN PLATINUM (PTY) LTD & OTHERS", with sender address 'konrad@gotheattorneys.co.za' and originating IP address 196.22.142.42 reveal that the address transmits through the internet service provider Xneelo (Pty) Ltd. The IP address location is Cape Town, Western Cape, South Africa.

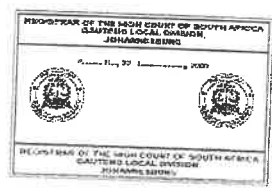
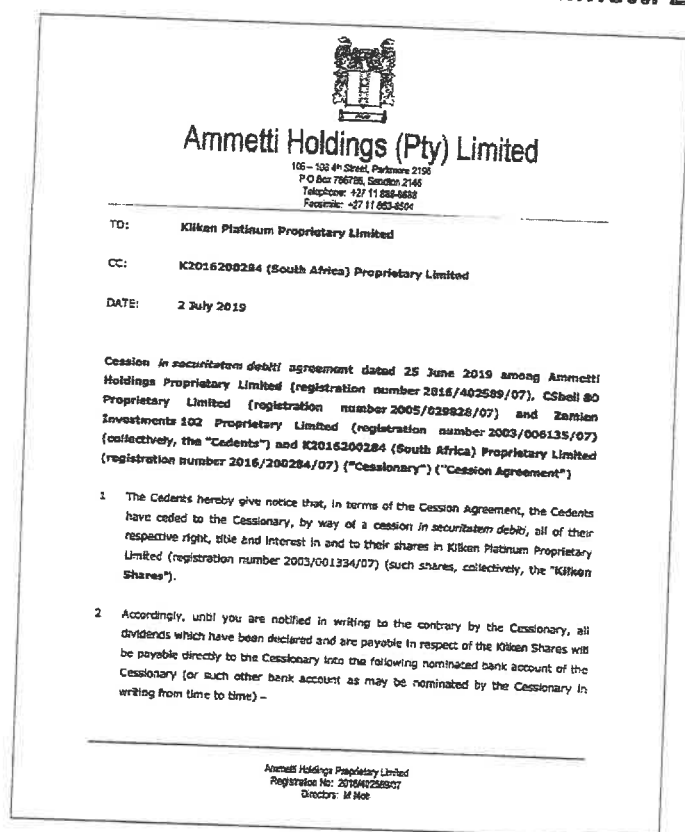
IP Details For: 196.22.142.42

Decimal:	3289812522
Hostname:	dedi576.jnb1.host-h.net
ASN:	37153
ISP:	Xneelo (Pty) Ltd
Services:	Datacenter
Assignment:	Likely Static IP
Country:	South Africa
State/Region:	Western Cape
City:	Cape Town
Latitude:	-33.9256 (33° 55' 31.99" S)
Longitude:	18.4229 (18° 25' 22.29" E)



[CLICK TO CHECK BLACKLIST STATUS](#)

5. METADATA ANALYSIS OF THE ATTACHMENT "Ammetti 2 July 2019.pdf"



Creator	36C-9
Create Date	2019:07:03 17:22:21+02:00
Page Count	3
XMP Toolkit	Adobe XMP Core 5.2-c001 63.139439, 2010/09/27-13:37:26
Producer	Develop ineqo+ 368
Metadata Date	2019:07:03 17:22:21+02:00
Creator Tool	36C-9
Document ID	uuid:6ba24c9707e303111615c108736fed08
Instance ID	uuid:6ba24c9707e303111615c108736fed08
Format	application/pdf
Title	S36C-919070317220

Relevant meta data

The above metadata shows that the three-page scanned document was created on **2019-07-03 at 17h22**. It shows that it was created on a tool with code 36C-9, which is known to be a printer/scanner. We note from the actual document that it was signed on 2019-07-02 and therefore scanned the next day on the printer with model number 36C-9.

6. SCANNER CONFIRMATION

On 2022-12-09, POAA conducted a verification of the printers/scanners based at the Moti Group offices, located at 106, Fourth Street, Parkmore, Sandton, Gauteng, South Africa, to establish which scanner was used to scan the three-page document titled "Ammetti 2 July

2019". A mock-document was scanned using every scanner in the Moti Group offices and the metadata was analysed on the respective scanned document outputs. One such scanner, the *Konica Minolta Bizhub Develop ineo+ 368*, presented the below findings which are an identical 'creator tool' match to the document sent by Konrad Gothe on 2022-12-09.

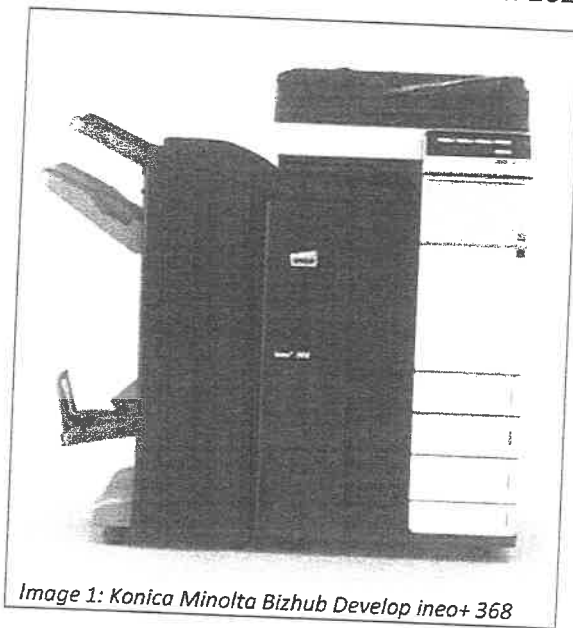
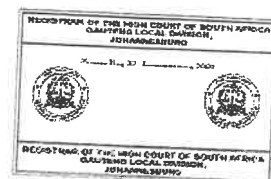


Image 1: Konica Minolta Bizhub Develop ineo+ 368



Creator	36C-9
Create Date	2022:12:09 18:20:51+02:00
Page Count	1
XMP Toolkit	Adobe XMP Core 5.2-c001 63.139439, 2010/09/27-13:37:26
Producer	Develop ineo+ 368
Metadata Date	2022:12:09 18:20:51+02:00
Creator Tool	36C-9
Document ID	uuid:6ba24c9707e6091214339ce54f910ce5
Instance ID	uuid:6ba24c9707e6091214339ce54f910ce5
Format	application/pdf
Title	S36C-922120918200
Relevant meta data	

7. FINDINGS

- 7.1. The email "RE: NEW SALT ROCK CITY (PTY) LTD & OTHERS // KILKEN PLATINUM (PTY) LTD & OTHERS", received from 'konrad@gotheattorneys.co.za' and IP address 196.22.142.42 indicated that the address transmitted through the internet service provider *Xneelo (Pty) Ltd*. The IP address location is Cape Town, Western Cape, South Africa.
- 7.2. The attachment "Ametti 2 July 2019" in the email "RE: NEW SALT ROCK CITY (PTY) LTD & OTHERS // KILKEN PLATINUM (PTY) LTD & OTHERS", was scanned on 2019-07-03 on

a scanner with code 36C-9, which was established to be a *Konica Minolta Bizhub Develop ineo* printer/scanner located in the Moti Group offices. Furthermore, the original hardcopy document in question was scanned the day after it was signed on a printer based at the Moti Group.

7.3. A tranche of 4013 electronic files are known to be stolen by Clinton Van Niekerk between 2022-09-02 and 2022-10-05 from Moti Groups' OneDrive server. The cyber-forensic evidence was only available for a short duration, owing to a lack of log-file history. It is therefore probable that Clinton Van Niekerk stole a lot more files, including, but not limited to the attachment being analysed.

7.4. It is suggested that Konrad Gothe be asked to explain where he got the file "*Ametti July 2019.pdf*" as it appears to be stolen property.



DRAFTED BY:

REVIEWED BY:

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