

**No. RM32 WARRANT OF EXECUTION AGAINST PROPERTY  
IN THE MAGISTRATE'S COURT FOR THE DISTRICT OF CULLINAN  
HELD AT CULLINAN**

In the matter between:-

**AMALGAMATED BEVERAGE INDUSTRIES the soft drink  
division of the South African Breweries Ltd**

*Execution Creditor*

and

**MABULE  
trading as LATOYA**

*Execution Debtor*

**SHERIFF:**

Judgment debt .....	9376	33
Costs.....	<b>TO BE</b>	<b>TAXED</b>
Interest on R9376.33 @ 15.5% from 17/03/11 to 28/11/11	1023	30
Costs of issuing warrant.....	90	06
Costs of appeal.....	0	0
Subtotal	10489	69
Less amount paid	0	00
<b>Total due (excluding sheriff charges)</b>	<b>10489</b>	<b>69</b>

Amounts to be  
levied (with  
costs of  
execution)

(Plus interest on the amount of R9376.33 @  
15.5% per annum monthly calculated from  
29/11/11 to date of final payment plus taxed  
legal costs on attorney and own client scale)

Whereas in this action the said Execution Creditor obtained **Judgment on 18 November 2011** in the abovementioned court against the said Execution Debtor of **CNR MONROSE & OAKLEY STREET, RAYTON, GAUTENG** on the several sums set out in the/margin hereof amounting in all to the sum of **R10489.69 (excluding further interest still to be added to the capital and costs to be taxed)**. This is therefore to authorize and require you to raise on the property of the said Execution Debtor the sum of **R10489.69** together with your costs of this execution and pay to the said Execution Creditors Attorneys the aforesaid sum of **R10489.69 plus interest and costs** and return to this court what you have done by virtue hereof.

**BURDEN & SWART ATTORNEYS**  
(Attorney for Execution Creditor)  
C/O SERFONTEIN VILJOEN & SWART  
ROOM 3B, SAAMGROEI CENTRE, JENNER STR  
RAYTON  
Tel : (012) 7344894  
Ref: 4062/11/J SERF/DM

**DATED AT PRETORIA ON THIS 28th DAY  
OF NOVEMBER 2011.**

**THE COURT**  
MAGISTRATE'S COURT  
2011-12- Clerk of the Court

**NOTE**

1. If the execution debtor pays the amounts specified in the margin hereof with the sheriff's charges of R within half an hour of the entry of the sheriff he will not be required to pay any further costs of execution, the amount of any payment made by the execution debtor and the date thereof shall forthwith be endorsed on the original copy hereof, which endorsement shall be signed by the sheriff and countersigned by the execution debtor or his representative.
2. This execution may be paid out before sale, subject to the payment of the sheriff's fees and charges of execution, which may be required to be taxed.
3. The only immovable property upon which this warrant may be executed is Set out its situation and nature sufficiently to enable it to be identified
4. In case of re-issue the fact and date of re-issue and any increase or reduction in the amounts to be levied shown on the face hereof shall be set out in a note endorsed hereon
5. Any alteration made herein shall be initialed by the clerk of the court before the warrant is issued or re-issued by him.

**RE-ISSUE**

Re-issue this day of  
Made up as follows:

200\_\_ the amount due being as below,

\_\_\_\_\_  
Attorney for Execution Creditor  
Address:

Original Amount of Warrant .....	R
Sheriff's Charges .....	R
Interest .....	R
Cost of Re-issue .....	R
Less paid on account .....	R
Balance Due .....	R
(excluding Sheriff Charges)	

\_\_\_\_\_  
Clerk of the Court

**IN THE MAGISTRATES' COURT FOR THE DISTRICT OF CULLINAN  
held at Cullinan (civil)**

Case No. 627/2012

**In the matter between:**

AMALGAMATED BEVERAGE INDUSTRIES

Execution Creditor

and

MABULE t/a LATOYA

Execution Debtor

**RETURN: EXECUTION OF WARRANT OF EXECUTION AGAINST PROPERTY**

**IT IS HEREBY CERTIFIED:**

That on the 20 JANUARY 2012 at 12h00 at CNR OAKLEY & MONROSE STREET, RAYTON, 1001 being the defendants business address payment of the judgement debt in the amount of R 10 489.69, plus costs, plus VAT was demanded from [redacted] wherewith to satisfy the warrant of execution. As [redacted] was unable to pay the judgement debt and costs in full or in part, it was demanded from him to point out movable and disposalable property which could be attached. The movable goods that were pointed out to me and found by me was thereupon attached as per my Notice of Attachment attached hereto. Rule 41(1)(a)(b)

Simultaneously with the execution and during the temporary absence of the defendant, a copy of the Warrant and Notice of Attachment were served upon [redacted] a person apparently not less than 16 years of age and apparently employed at the given address, after the original document was displayed and the nature and contents thereof explained to him. Rule 9(3)(b)


- Note: 1. Kindly furnish met with further written instructions as to whether the goods under attachment must be removed to a place of safety.  
 2. Kindly note that this office will employ a locksmith at your costs, if necessary, to execute your instructions to remove the goods.  
 3. Security in terms of Rule 38 must be furnished.

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

Description	Tariff	QTY	Amount	Description	Tariff	QTY	Amount
Execution 06-12 KM	44.00	1	44.00				
Inventory	23.00	1	23.00				
Registration & Return	15.00	1	15.00				

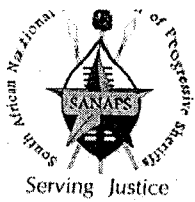
**TO:** THE CLERK OF THE COURT Cullinan

Zero rated items	0.00
Sub-total	82.00
VAT	11.48
<b>Total</b>	<b>93.48</b>

**Account No.:** SVS01  
**TO:** SERFONTEIN VILJOEN & SWART ATTORNEYS  
 P.O BOX 641  
 RAYTON  
 1001  
**Your Reference:** 4062/11/J SERF/DM  


**W.J.VAN DER WALT - DEPUTY SHERIFF**  
 (Properly appointed in terms of Section 6(1) of the Sheriff's Act No. 90/1986)  
 Signed Cullinan on 23/01/12  
 My Reference: 2012/00/00139.00 / JNT

**Sheriff Cullinan (A. Dawood)**  
 Private Bag x 1149, Cullinan, 1000  
 Tel: +27-12-734-1903  
 Fax: +27-12-734-2616  
 VAT No./BTW Nr.: 411018780€



Adjunk: Saaknr. Verw. nr.

Deputy: *[Signature]* Case No. *607/20* Ref. No. *2012/00/00137/10*

*ABI*  
*Mogelana v. Mole (a Letaba)*  
Execution Creditor  
Eksekusieskuldeiser  
Execution Debtor  
Eksekusieskuldenaar

### INVENTARIS / INVENTORY

Op ..... om ..... h ..... het ek op die goedere soos omskryf in die inventaris geregtelik beslaggelê. Reël 41 (7) (A) en Reël 41 (7) (E).

On *20/11/2012* at *12* h *00* I judicially attached the goods as described in the inventory Rule 41 (7) (A) and Rule 41 (7) (E).

	Approx. Value
✓ 1x Spinless steel perculator machine	300
<del>2x Luma Land speaker</del>	
✓ 2x Avo Chopping Dish	600
✓ 1x LG Microwave oven	500
✓ 1x Digital 2 plate stove fan	200
✓ 3 dish warmer machine (Display type)	200
✓ 1x Calmair box fan	1500
✓ 1x Industrial hotplate	1000
✓ 1x Two place oil fryer	500
✓ 1x Hi Sense bar fridge	1000

Beteken op / Served on *[Signature]* Waarde / Total R *7600-00*

Adjunk - Balju / Deputy Sheriff *[Signature]*

### LET WEL / NOTA BENE !!!!!

NB: PLEASE READ IMPORTANT INFORMATION ON THE REVERSE SIDE!  
LW: GELIEWE NIE NOODSAAKLIKHEID OP DIE KEERSY NA TE GAAN!  
NB: O KUPIWA GO BUISA MOLAETSA O KWADIWNENG KO MORAGO!  
NB: UCEI.WA KUTHI O FUNDE UMLAYEZE O BHALWE NGASE MUFA KWE PHEPA!

SHERIFF CULLINAN BALJU  
ADDRESS / ADRES / KGETSANO YA POSO / IBHOKISI LE POSTI  
SHOP NO. 1, FOURWAYS SHOPPING CENTRE, CULLINAN

TELEPHONE: (012) 734 1903 FAX: (012) 734-2616

Office Hours / Kantoor Ure / Nako ya Kantoro / Isikhathi se Hofisi:  
08h00 to 13h00 - 14h00 to 16h00

02-MAR-2012(FRI) 13:04

0127345293

406211

**IN THE MAGISTRATE'S COURT FOR THE DISTRICT OF CULLINAN  
HELD AT CULLINAN**

**CASE NUMBER: 627/11**

In the matter of:

**AMALGAMATED BEVERAGE INDUSTRIES the soft drink  
division of the South African Breweries Ltd**

**Plaintiff**

and

**MABULE**

as **LATOYA**

**Defendant**

**INDEMNITY IN TERMS OF RULE 38**

Whereas the said Execution Creditor obtained judgment in this Honourable Court against the said Execution Debtor on 18 November 2011 for payment of the amount of R9376,33, plus interest at the rate of 15.5% per annum monthly calculated on the amount of R9376,33 from 17 March 2011 to date of final payment and costs to be taxed on attorney and own client scale.

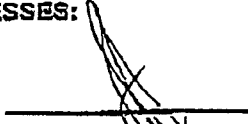
Now therefore I, **SUSANNA MARIA RIEKERT-BOTHA** the duly authorized representative of the Execution Creditors, do hereby indemnify the **SHERIFF CULLINAN** against any claim of whatsoever nature, in any amount, by who ever, arising out of any contemplated attachment or attachment and/or removal and/or Sale in Execution herein/or act of omission incidental hereto.

And I **SUSANNA MARIA RIEKERT-BOTHA** bind myself as surety and co-principal debtors for the due fulfillment of the Execution Creditors of the obligations undertaken by it.

SIGNED AT PRETORIA ON THIS THE 2 DAY OF MARCH 2012.

WITNESSES:

1.



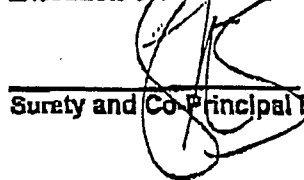
Execution Creditor



2.



Surety and Co-Principal Debtor



**IN THE MAGISTRATES' COURT FOR THE DISTRICT OF CULLINAN  
held at Cullinan (civil)**

Case No. 627/201

**In the matter between:**

AMALGAMATED BEVERAGE INDUSTRIES

Execution Creditor

and

MABULE t/a LATOYA CAFE

Execution Debtor

**RETURN: ATTEMPTED REMOVAL**

**IT IS HEREBY CERTIFIED:**

On 2012/03/30 at 11:00 the removal was stayed. The Execution Debtor made arrangements with Burden & Swart Attorneys. A copy of the arrangement was handed to the corresponding Attorneys Serfontein Viljoen & Swart (Drieka Myburgh) on even date.

We await your further instructions...

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

Description	Tariff	QTY	Amount	Description	Tariff	QTY	Amount
Attempted Removal Costs	250.00	1	250.00				
LABOURERS	20.00	3	60.00				
Return	11.00	1	11.00				

**TO:** THE CLERK OF THE COURT Cullinan

Zero rated items	0.00
Sub-total	321.00
VAT	44.94
<b>Total</b>	<b>365.94</b>

**Account No.:** SVS01

**TO:** SERFONTEIN VILJOEN & SWART ATTORNEYS  
P.O BOX 641  
RAYTON

1001

**Your Reference:** 4062/11/J SERF/DM



**W.J.VAN DER WALT - DEPUTY SHERIFF**

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

Signed Cullinan on 02/04/12

My Reference: 2012/00/00139.02 / JNT

**Sheriff Cullinan (A. Dawood)**

**Private Bag x 1149, Cullinan, 1000**

**Tel: +27-12-734-1903**

**Fax: +27-12-734-2616**

**VAT No./BTW Nr.: 411018780€**

**IN THE MAGISTRATES' COURT FOR THE DISTRICT OF CULLINAN  
held at Cullinan (civil)**

Case No. 627/2011

**In the matter between:**

AMALGAMATED BEVERAGE INDUSTRIES

Execution Creditor

and

MAMPHAKE EVELETT MABULE t/a LATOYA CARE

Execution Debtor

**RETURN: ATTEMPTED REMOVAL**

**IT IS HEREBY CERTIFIED:**

That on this the 18 APRIL 2012 at 12h30 at CNR OAKLEY & MONROSE STREET, RAYTON, 1001 the movable assets which were placed under judicial attachment, were removed to a place of safety.

Storage is calculated at R 80.00 per day.

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

Description	Tariff	QTY	Amount	Description	Tariff	QTY	Amount
Attempted Removal Costs	350.00	1	350.00				
Labour - Deputy	150.00	1	150.00				
Labours	80.00	4	320.00				
Return	11.00	1	11.00				
Transport - Large	257.00	1	257.00				

**TO:** THE CLERK OF THE COURT Cullinan

Zero rated items	0.00
Sub-total	1,088.00
VAT	152.32
<b>Total</b>	<b>1,240.32</b>

**Account No.:** BS01

**TO:** BURDEN & SWART ATTORNEYS  
P.O. BOX 6959  
PRETORIA

0001

**Your Reference:** 4062/11/J SERF/DM



**W.J.VAN DER WALT - DEPUTY SHERIFF**

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

Signed Cullinan on 02/05/12

My Reference: 2012/00/00139.03 / JNT

**Sheriff Cullinan (A. Dawood)**

**Private Bag x 1149, Cullinan, 1000**

**Tel: +27-12-734-1903**

**Fax: +27-12-734-2616**

**VAT No./BTW Nr.: 411018780€**

**IN THE MAGISTRATES' COURT FOR THE DISTRICT OF CULLINAN  
held at Cullinan (civil)**

Case No. 627/201

**In the matter between:**

AMALGAMATED BEVERAGE INDUSTRIES

Execution Creditor

and

MABULE t/a LATOYA

Execution Debtor

**RETURN: SALES DATE MOVABLE PROPERTY**

**IT IS HEREBY CERTIFIED:**

That on this the 18 APRIL 2012 at 12h30 at CNR OAKLEY & MONROSE STREET, RAYTON, 1001 the movable assets which were placed under judicial attachment, were removed to a place of safety. The services of a Locksmith was employed to gain access to the said premises.

Storage is calculated at R 80.00 per day.

The **Sale in Execution** will take place on **29 MAY 2012** at **11H00** at **SHOP NR 1, FOURWAYS SHOPPING CENTRE, MAIN ROAD, CULLINAN.**

The Notice of Sale in triplicate should reach me **BEFORE 22 MAY 2012** [R41(8)(b)]

The sale should also be advertised in the CITIZEN or BEELD on or before - **08 MAY 2012**  
*(a copy of the advertisement should reach me not later than 24hours before the sale.[R41(8)(c)])*

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

Description	Tariff	QTY	Amount	Description	Tariff	QTY	Amount
Fax	3.00	1	3.00				
Letter	6.00	1	6.00				
Postage	7.45	1	7.45				
Return	11.00	1	11.00				

**TO:** THE CLERK OF THE COURT Cullinan

Zero rated items	0.00
Sub-total	27.45
VAT	3.84
<b>Total</b>	<b>31.29</b>

**Account No.:** BS01

**TO:** BURDEN & SWART ATTORNEYS  
P.O. BOX 6959  
PRETORIA

0001

**Your Reference:** 4062/11/J SERF/DM



**W.J.VAN DER WALT - DEPUTY SHERIFF**

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

Signed Cullinan on 02/05/12

My Reference: 2012/00/00139.04 / JNT

**Sheriff Cullinan (A. Dawood)**

**Private Bag x 1149, Cullinan, 1000**

**Tel: +27-12-734-1903**

**Fax: +27-12-734-2616**

**VAT No./BTW Nr.: 411018780€**

**IN THE MAGISTRATE'S COURT FOR THE DISTRICT OF CULLINAN  
HELD AT CULLINAN**

CASE NUMBER: 627/201

In the matter between:

**AMALGAMATED BEVERAGE INDUSTRIES the soft drink  
division of the South African Breweries Ltd**

Plaintiff

and

**MABULE  
LATOYA CAFE**

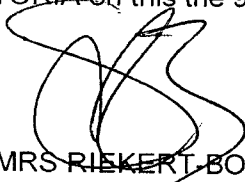
Defendant

**NOTICE OF SALE IN EXECUTION**

In pursuance of a judgment granted on 18 November 2011, in the Magistrate's Court of Cullinan and under a Warrant of Execution issued thereafter the movable property listed hereunder will be sold in execution on **TUESDAY**, the **29<sup>TH</sup>** day of **MAY 2012** at **11h00** by the sheriff of CULLINAN at **SHOP NR 1, FOURWAYS SHOPPING CENTRE, MAIN ROAD, CULLINAN** to the highest bidder:

- 1 x Stainless Steel Percolator Machine
- 2 x Aro Chafing Dish
- 1 x LG Microwave Oven
- 1 x Digitec two plate stove/oven
- 1 x Dish warmer machine (display type, holds 3)
- 1 x Coolmaster box freezer
- 1 x Industrial hotplate
- 1 x Two place oil fryer
- 1 x Hi-Sense bar fridge

DATED at PRETORIA on this the 9th day of May 2012.



\_\_\_\_ (signed) MRS RIEKERT-BOTHA \_\_\_\_\_

**BURDEN & SWART ATTORNEYS**

Attorney for Plaintiff

**P/A SERFONTEIN VILJOEN & SWART**

ROOM 3B, SAAMGROEI CENTRE, JENNER STREET  
RAYTON

**REF: A3057 / MRS RIEKERT-BOTHA**



**SHERIFF CULLINAN**  
**VENDU – ROLL/VENDUROL**

**Case nr/ Saak nr:** 627/2012

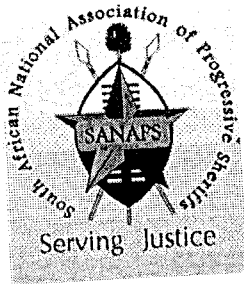
**Judgment Creditor //Plaintiff:** AMALGAMATED BEVERAGE INDUSTRIES

**Judgment Debtor//Defendant:** MABULE t/a LATOYA CAFE

**Sale in Execution held on**  
**Verkoping in Eksekusie gehou op:** 29 MAY 2012

**By the SHERIFF CULLINAN**  
**Deur die BALJU CULLINAN**

LOT NO	ARTICLE	BUYER NUMBER	AMOUNT
1	1 x Stainless steel Percolator	<u>8</u>	R <u>200-00</u> ✓
2	1 x Chafing dish	<u>7</u>	R <u>100-00</u> ✓
3	1 x Chafing dish	<u>7</u>	R <u>90-00</u> ✓
4	1 x LG Microwave oven	<u>3</u>	R <u>250-00</u>
5	1 x Digitec two plate stove/oven	<u>7</u>	R <u>110-00</u> ✓
6	1 x Dish warmer machine (display 3)	<u>2</u>	R <u>800-00</u> ✓
7	1 x Coolmaster box freezer	<u>7</u>	R <u>700-00</u> ✓
8	1 x Industrial hotplate	<u>2</u>	R <u>300-00</u> ✓
9	1 x Two place oil fryer	<u>2</u>	R <u>320-00</u>
10	1 x Hi-Sence bar fridge	<u>7</u>	R <u>700-00</u>
		<b>TOTAL</b>	R <u>3570-00</u>



# SHERIFF CULLINAN

A. DAWOOD

PRIVATE BAG X 1149  
CULLINAN  
1000

SHOP 1 FOURWAYS CENTRE  
MAIN ROAD  
CULLINAN

TEL : 012 734 1903  
FAX : 012 734 2616

**DISTRIBUTION ACCOUNT - MOVABLE SALE**

CASE NO: 627/1

DATE OF SALE: 2012/05/29

PLAINTIFF: AMALGAMATED BEVERAGE INDUSTRIES

DEFENDANT: MABULE LAYOTA

ATTORNEY: BURDEN & SWART

**INCOME FROM SALE**

R 3570.00

LESS (INC VAT)	R	366.28	
COMMISSION x 9%	R	75.24	
DISTRIBUTION A/C	R	3648.00	
STORAGE	R		NIL
INSURANCE	R		NIL
PREPARING OF INSURANCE	R		
RETURN	R	26.22	
AFFIXING SALES NOTICES	R	52.44	
PHOTOCOPIES	R	6.50	
FAX	R	10.00	
PHONE	R	9.00	
PHONE ACTUAL COSTS	R	16.00	
PREPARING ADVERT	R		NIL
LETTER	R		NIL
ADVERTISING	R		NIL
CASUAL LABOUR	R		NIL
DEPUTY SUPERVISION	R		NIL
TRAVELLING	R		NIL
POSTAGE	R	7.90	
BANK CHARGES	R		NIL
EXECUTION	R		NIL
PREVIOUS RETURNS	R		NIL
PREPARING SALE NOTICE	R		NIL
EXAMINING ADVERT	R		NIL

SHERIFF'S COST

R 4217.58      R 4217.58

SHORTFALL

**R647.58**

A. DAWOOD  
SHERIFF CULLINAN

