

TARIOMIX (PTY) LTD t/a FOREVER
DIAMONDS AND GOLD

(IN P R O V I S I O N A L L I Q U I D A T I O N)

PROVISIONAL LIQUIDATORS

H J V V I C T O R

C M L E D W A B A

J N M A H A N Y E L E

TSHWANE TRUST CO (PTY) LTD
P.O BOX 2101
PRETORIA
0001

LEFIKA CORPORATE RECOVERIES
P.O BOX 55166
WIERDA PARK
0149

RANEL FINANCIAL TRUST
PRIVATE BAG X17
WELTEVREDENPARK
1709

ALL CREDITORS OF THE INSOLVENT ESTATE

MASTER REFERENCE:

M000016/2023

OUR REF/ONS VERW: Tariomix
26 May 2023

Dear Sir / Madam

IN RE: TARIOMIX (PTY) LTD t/a FOREVER DIAMONDS & GOLD (IN PROVISIONAL LIQUIDATION)

Email sent out by directors of the insolvent estate (Referendum)

1. We confirm the above company, Tariomix (Pty) Ltd t/a Forever Diamonds & Gold was placed in provisional liquidation on 23 February 2023, by the High Court of South Africa, Northwest Division, Mahikeng.
2. We confirm that the master of the High Court Mahikeng appointed the following provisional liquidators on 8 March 2023:

***Ledwaba, Caroline, Mmakgokolo
Mahanyele, Johanna, Nini
Victor, Hermanus, Johannes Vaughn.***
3. We have obtained the www.tariomix.co.za database, of which is being currently investigated and a report will follow in due course. We starting to identify all creditors and debtors in the insolvent estate, correspondence will follow in due course.
4. We note with great concern that the directors of the insolvent estate, is using the data of insolvent estate without the consent or permission of the provisional liquidators sending out emails to investors/JV partners.
5. The data being used vest in the insolvent estate; thus, the directors is acting *ultra vires*, of which the directors refuse to cooperate with the provisional liquidators to date.
6. This act is in contravention of the the Companies Act and the Insolvency Act, as the insolvent company vest in the master of the High Court and the provisional liquidators.
7. This act of the directors is in contravention of the interim order obtained against Louis Liebenberg, the director of the insolvent estate, who is the signatory of the email sent out.
8. We reiterate that all creditors must communicate with the provisional liquidators of the insolvent estate.

9. For ease of reference, please attached court order dated 10 May 2023 par 3.3 of the order stating:

“In any manner interfering with the duties and obligations of the Second to Fourth Applicants in the winding -up of Tariomix (Pty) Ltd t/a Forever Diamonds and Gold (in provisional liquidation)”

10. We request that creditors please send all relevant information, communication, documentation relating to transactions and contracts to the following address, all information we request will be treated with confidentiality:

info@fdgliquidations.co.za

10. We trust you will find the above in order.

H.W. Victor

On behalf of the provisional liquidators

X

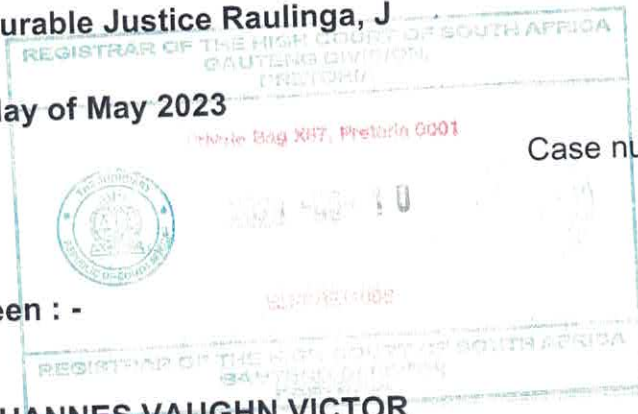
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9.5.2023

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

Before the Honourable Justice Raulinga, J

On this the 9TH day of May 2023



Case number: 2023-039545

In matter between : -

HERMANUS JOHANNES VAUGHN VICTOR **First Applicant**

HERMANUS JOHANNES VAUGHN VICTOR N.O. **Second Applicant**

JOHANNA NINI MAHANYELE N.O. **Third Applicant**

CAROLINE MMAKGOKOLO LEDWABA N.O. **Fourth Applicant**

(In their capacities as the duly appointed joint provisional liquidators of Tariomix (Pty) Ltd t/a Forever Diamonds and Gold (in liquidation))

and

LOUIS PETRUS LIEBENBERG **Respondent**

DRAFT ORDER

TP

HAVING HEARD counsel for the Applicants and having read the notice of motion and other documents filed –

IT IS ORDERED:

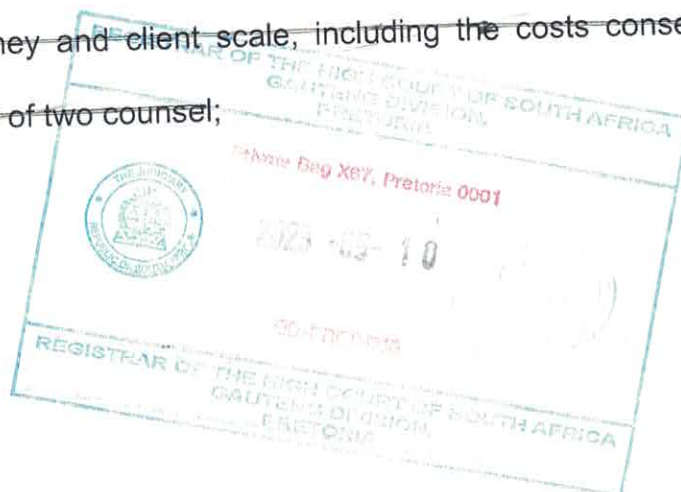
1. The application and the counterapplication is postponed *sine die*;
2. Pending the finalisation of this application and counterapplication, the Respondent, either himself or through entities in which he holds an interest, or any other person acting under his command, on his behalf or under his instructions or encouraged by or otherwise associated with the Respondent is interdicted and prohibited from disseminating on any social media platform or in any form, directly or indirectly, false and/or defamatory allegations pertaining to the Applicants and any of the Applicants' attorneys, family members, employees, agents and/or associates;
3. Pending the finalisation of this application and counterapplication, the Respondent is interdicted and prohibited from:
 - 3.1. intimidating, threatening, harassing and/or assaulting the Applicants, the Applicants' employees, legal representatives, agents and/or associates;
 - 3.2. inciting, co-opting or in any other way influencing or persuading any other

person to perpetrate acts and/or unlawful acts against the Applicants, the Applicants' employees, legal representatives, agents and/or associates;

3.3. in any manner interfering with the duties and obligations of the Second to Fourth Applicants in the winding-up of Tariomix (Pty) Ltd t/a Forever Diamonds and Gold (in provisional liquidation).

COSTS ARE RESERVED.

4. ~~The Respondent is ordered to pay the costs occasioned by the postponement on an attorney and client scale, including the costs consequent upon the employment of two counsel;~~



~~BY ORDER
REGISTRAR~~

Counsel:

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