

IN THE HIGH COURT OF SOUTH AFRICA  
(TRANSVAAL PROVINCIAL DIVISION)

PRETORIA 18 November 2008

CASE NUMBER: 53090/08

BEFORE THE HONOURABLE MR JUSTICE FABRICIUS, AJ.  
In the matter between:

**TIMOTHY JOSEPH COLEMAN, N.O.** **Applicant**  
(In his capacity as duly appointed Receiver of Wextrust Capital LLC, Wextrust Equity Partners LLC, Wextrust Development Group LLC, Wextrust Securities LLC, Axela Hospitality Inc, Brandon Investments LLC, Thunder Energy LLC, IDEX Mines and Minerals LLC, and related entities.)

and

**PURE AFRICA MINERALS (PTY) LTD** **First Respondent**  
(In liquidation) (hereinafter represented by the Master of the High Court)



**DEON MARIUS BOTHA N.O.** **Second Respondent**

**BETHUEL BILLYBOY MAHLATSI N.O.** **Third Respondent**

**NORMAN KLEIN N.O.** **Fourth Respondent**

**THE MASTER OF THE HIGH COURT** **Fifth Respondent**

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**DRAFT COURT ORDER**

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Having heard Counsel for the Applicant and having considered the application, the following order is granted:

· THAT the appointment of the Applicant as Receiver of the Defendant Wextrust entities as defined in the orders of the United States District Court for the Southern District of New York dated 11 August 2008 and 11 September 2008, annexed hereto as annexures "X1" and "X2" under case number 08C15 7104(SWK), as well as Brandon Investments LLC, Thunder Energy LLC and IDEX Mines and Minerals LLC, hereinafter jointly referred to as the US companies, are hereby recognised for the purpose of the relief sought in paragraph 2 below.

2. THAT by virtue of the above orders, the Applicant or his representative/s are empowered in his aforesaid capacity to prove all and any claims on behalf of the US companies in the Estate of the First Respondent at the First Meeting of Creditors on 24 November 2008 and at any adjourned or subsequent meeting of creditors as contemplated in Section 44 of the Insolvency Act, 24 of 1936.

  
REGISTRAR OF THE HIGH COURT

