
AFFIDAVIT

I, the undersigned,

LIPHAPANG AKIME LEBINA

do hereby make oath and say :

1. I am an adult ex-gold mineworker residing at Ha Josiase, Maseru, Lesotho.

2. I worked underground on the following mines in the following positions during the dates set forth below:

(1) Mine	(2) Dates	(3) Title/Position
Free State Saaiplaas	1966 – 1966	Store Attendant
President Brand Mine	1967 - 1975	Boiler Maker
	1976 – 1998	Loco Driver
Western Deep Levels	1975 -1976	Boiler Maker
		Loco Driver

3. I attach hereto marked "LL1" a copy of my record of service, as captured by TEBA Limited.

J. L.A.L.

4. As a store attendant, I kept inventory of the equipment that was used in the mines. As a boiler maker, I used a blow torch to fix the locomotives and tracks that needed repair. When I was a loco driver, I drove the locomotive underneath the tipper which would deliver the rock from the level above into the carriage. I would then transport the rock to a tipping point where it would be put into a tipper on the level below me. While it was not a specific job title that I had, I was also the acting foreman when the foreman was unable to work due to illness. At these times, I would be in charge of the teams that would spray the walls with water after blasting to help control the dust levels underground.

5. During my time working for these mining companies, I was frequently and regularly exposed to silica dust released during day-to-day mining activities. This exposure occurred from working with and near activities such as drilling, blasting, transporting and crushing rock. Dust would be generated from blasting that took place on the level above the one where I was working. As a result, dust would come through the tipper when I was loading the rocks into my loco. At times, larger pieces of rock would create blockages in the chute. When this happened, I would have to climb into the chute to put the dynamite in place to blast the rock to clear the blockage. This was not only risky work, but a lot of dust was generated by the blast. Large loaders were used to pick up the pieces of rock that were too big to lift and this process also generated large amounts of dust to which I was exposed. Drilling into the rock also created dust underground, despite the use of water drills.

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6. On a daily basis, I and my co-workers breathed silica dust in the following areas of the mines: at tipping points, in the stopes, and at the grizzly where rocks were broken into smaller pieces. Occasionally, there would be dust near the surface where air entered the ventilation system. The dustiest places underground were the tunnels, through which we walked to our workspace for each shift, as well as the upper levels of the mines, where the airflow was the weakest.

7. There was not any respiratory equipment available to use to prevent the inhalation of dust during normal working conditions, but there was an emergency respiratory pack which was used when there was limited oxygen underground.

8. At times I could see dust in the air around the ventilation system. The carriages that held the rock on the loco were not covered and, as a result, dust would be blown throughout the air underground. Water was sprayed over the rock to control dust, but it was not an effective method of controlling the dust levels because the rock would quickly dry, which lead to the creation of dust. The equipment we used for work underground would become dusty after blasting. It was not cleaned before we used it due to the limited time we had to complete the work.

9. Prior to being permitted to work on the gold mines, I was medically tested for the presence of occupational lung diseases, including silicosis, and was deemed to

J. L. R. L

be well and fit to work underground. Thereafter, I was examined periodically for the presence of silicosis and other occupational lung diseases.

10. In 1998, at the age of 54, I was retrenched from work on the mines.
11. I was diagnosed with silicosis in April 2012. I attach hereto the medical report confirming this diagnosis marked "LL2". I did not have silicosis before I started working in the mines in South Africa.
12. I have trouble breathing and my strength is very limited. I am unable to participate in the work of the community in which I live, which makes me feel isolated from my community.
13. I have tried to find a job so that I can earn some money to support my family. I have registered to do work repairing roads in Lesotho, but I am not able to do this type of work due to the difficulties I experience with breathing and the effect it has on my capacity to perform manual labour.
14. I have accordingly suffered the following damages:
 - 13.1 loss of earnings;
 - 13.2 medical expenses;
 - 13.3 general damages for pain, suffering, loss of amenities of life, disablement and reduced life expectancy.

J. L.A.L

15. I, along with thousands of other mineworkers, have contracted silicosis as a result of our employment with Respondents' mines. I am committed to vigorously prosecuting this litigation on my own and my fellow mineworkers' behalf. I intend to obtain the largest recovery for the class consistent with good faith and sound judgment.
16. I understand that if I am appointed as a class representative, I owe a duty to all members of the proposed class to provide fair and adequate representation. I will continue to work in good faith with my counsel to obtain a fair recovery for the class.
17. I will not accept any payment for serving as class representative beyond my pro rata share of any recovery, except such reasonable costs and expenses (including lost wages and travel costs) directly related to the representation of the class as ordered or approved by the Court.
18. The contents of this affidavit, as well as the effect of signing it, have been fully explained to me in my first language, and I understand the contents hereof.

Liphapang Lebina
LIPHAPANG LEBINA

PASSPORT NO. RA740614

L.A.1

I hereby certify that the deponent knows and understands the contents of this affidavit and that it is to the best of his knowledge both true and correct. This affidavit was signed and sworn to before me at MASERU on this the 07th day of DECEMBER 2012 and that the Regulations contained in Government Notice R.1258 of 21 July 1972, as amended, have been complied with.

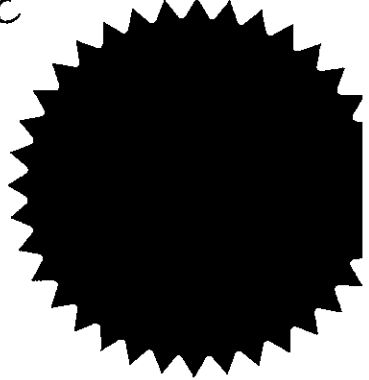


COMMISSIONER OF OATHS

Full names: KOLISANG MOCHESAVE LEPHOLISA

Address: 397 HILTON ROAD MASERU

Capacity: NOTARY PUBLIC



J. L.A.L



TEBA Limited

RSA Reg. No 1902/001680/06

HISTORY RECORD OF SERVICE

Industry No : W0090538

Date of Birth : 1943/08/23

ID Number :

Current Passport :

Issued at :

Surname : LEBINA

Name(s) : LIPHAPANG AKIME

Current District - Code : 515

District Description : MASERU

District Country : LESOTHO

Education: SECONDARY LEVEL (E.G. HIGH SCH

Back History : Complete

Right Hand : I-01~U~~~~~IIII

Left Hand : I-01~U~~~~~IIII

Reg/Date	Office S/N	Year Term/Date	Comp/No	Passport	Reference Book	Client Description	Office Description	Change Date Occupation
1997/03/20	1316	5729	1997 1998/03/19	BB047279	K0008054	305 - PRESIDENT STEYN MINE	MASERU	
1996/03/06	1316	4896	1996 1997/03/05	BB047279	K0008054	305 - PRESIDENT STEYN MINE	MASERU	
1994/02/02	1316	3149	1994 1995/02/01	BB047279	K0008054	300 - PRESIDENT BRAND MINE	MASERU	
1993/02/03	1316	2498	1993 1994/02/01	BB047279	K0008054	300 - PRESIDENT BRAND MINE	MASERU	
1992/01/08	1316	880	1992 1993/01/06	BB04299	K0008054	300 - PRESIDENT BRAND MINE	MASERU	
1991/02/06	1316	2726	1991 1991/12/24		K0008054	300 - PRESIDENT BRAND MINE	MASERU	
1990/01/05	1316	209	1990 1991/01/04		K0008054	300 - PRESIDENT BRAND MINE	MASERU	
1988/12/12	1316	21994	1988 1989/12/11		K0008054	300 - PRESIDENT BRAND MINE	MASERU	
1987/10/14	1316	19049	1987 1988/10/12		K0008054	300 - PRESIDENT BRAND MINE	MASERU	
1986/09/19	1316	14393	1986 1987/09/18		F0005126	300 - PRESIDENT BRAND MINE	MASERU	
1985/03/14	1316	3802	1985 1986/03/13		F0005126	300 - PRESIDENT BRAND MINE	MASERU	
1983/03/10	1316	3383	1983 1984/03/08		F0005126	300 - PRESIDENT BRAND MINE	MASERU	
1981/01/12	1316	316	1981 1982/01/11		F0005126	300 - PRESIDENT BRAND MINE	MASERU	
1978/10/26	1316	14307	1978 1979/10/25		B0209438	300 - PRESIDENT BRAND MINE	MASERU	
1976/06/20	1316	9897	1976 1977/06/19		B0209438	300 - PRESIDENT BRAND MINE	MASERU	
1975/08/12	1316	12340	1975 1976/06/05		B0209438	238 - WESTERN DEEP LEVELS	MASERU	
1974/10/31	1316	11505	1974 1975/07/28		B0209438	300 - PRESIDENT BRAND MINE	MASERU	
1973/11/30	1316	14160	1973 1974/10/16		B0209438	300 - PRESIDENT BRAND MINE	MASERU	
1971/07/10	1316	6525	1971 1972/07/08		0335204	300 - PRESIDENT BRAND MINE	MASERU	
1967/01/02	1316	11364	1967 1968/01/01		0335204	300 - PRESIDENT BRAND MINE	MASERU	
1966/02/18	0000	2263	1966 1966/11/28		0335204	278 - FREE STATE SAAIPLAAS	UNKNOWN 0000	

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J. L. A. K.

AFFIDAVIT

I, the undersigned,

ZAMA GANGI

do hereby make oath and say :

1. I am an adult former gold mineworker residing at Gorha Administrative Area, Lusikisiki.

2. I worked underground on the following mines in the following positions during the dates set forth below:

(1) Mine	(2) Dates	(3) Title/Position
South Deep	1981 – 2005	Single Drum Operator
	2007 – 2008	Timber Boy
		Mine Assistant

3. I attach hereto marked "ZG1" a copy of my record of service, as captured by TEBA Limited.

4. As a single drum operator, my job duties included pulling the support beams up the lift. As a timber boy, I used support beams to ensure that rocks would not fall

on the drillers. As a mine assistant, I would give instructions to other people and operate the rock drill.

5. During my time working for these mining companies, I was frequently and regularly exposed to silica dust released during day-to-day mining activities. This exposure occurred from working with and near activities such as drilling, blasting, crushing, and transporting rock. The teams that were closest to where I worked would use dynamite for blasting the rock, which would generate a cloud of dust that would fill my workspace. When I operated the drill, the dust generated would be blown into my face, making it difficult to avoid inhaling it. Even though I used a water drill, the water from the drill was only directed towards the rock directly in front of it, which allowed for the rest of the dust that was created by the drill to enter the air. I was fearful of the dust because I knew that it was dangerous for my health, but I had no other option than to work in the gold mine.

6. On a daily basis, I and my co-workers breathed silica dust in the following areas of the mines: the metallurgical complex, any place where drills were operated, at the grizzly, and at the tipping station, where the rock was loaded onto the train from the hoppers that were loaded with rock. I experienced the highest concentration of dust in the tunnels underground.

7. For the majority of my career in the mines, no respiratory equipment was made available to me by my former employer to help with breathing in the dusty

environment in which I worked. A few months before I was retrenched by my former employer, I was offered the use of an oxygen tank, which I used on one or two occasions.

8. Whilst working on South Deep Gold Mine, I could see, smell, and taste the dust. It would be on my clothes, face, and hair when I left the mine. I worked in the metallurgical complex for a short period of time. The concentration of dust in the metallurgical complex was the same as the dust that I experienced underground. When I worked underground, I would leave all of my equipment in the mine and when I would return the next day it would be covered in dust. I had to use this equipment while it was covered in dust. The watering system was inadequate for controlling the dust levels underground.
9. Prior to being permitted to work on the gold mines, I was medically tested for the presence of occupational lung diseases, including silicosis, and was deemed to be well and fit to work underground. Thereafter, I was examined periodically for the presence of silicosis and other occupational lung diseases.
10. In 2008 I was retrenched and I left work on the mines. I was 53 years old.
11. According to the exit medical certificate from the medical examination I had when I left the mines in 2008 (attached marked "ZG2"), I was diagnosed with silicosis and fibrosis. My former employer gave me no further information regarding the disease, or compensation that may be due to me in terms of legislation. I had

worked in the mine for nearly twenty seven years. I can no longer afford to see a doctor because I have to use the little money that I have to support my family.

12. I have trouble breathing and I have chest pains. Any activity that requires me to breathe heavily is often too difficult to perform because of the pain in my lungs.

13. I was retrenched because I have silicosis and I am, as a result, no longer able to support my family, as I am not capable of earning a reasonable income. I try to work in the small farm in my backyard, but the chest pains and the difficulty that I experience breathing make it almost impossible to do so.

14. I have accordingly suffered the following damages:

15.1 loss of earnings;

15.2 medical expenses;

15.3 general damages for pain, suffering, loss of amenities of life, disablement and reduced life expectancy.

15. I, along with thousands of other mineworkers, have contracted silicosis as a result of our employment with Respondents' mines. I am committed to vigorously prosecuting this litigation on my own and my fellow mineworkers' behalf. I intend to obtain the largest recovery for the class consistent with good faith and sound judgment.

16. I understand that if I am appointed as a class representative, I owe a duty to all members of the proposed class to provide fair and adequate representation. I will continue to work in good faith with my counsel to obtain a fair recovery for the class.
17. I will not accept any payment for serving as class representative beyond my pro rata share of any recovery, except such reasonable costs and expenses (including lost wages and travel costs) directly related to the representation of the class as ordered or approved by the Court.
18. The contents of this affidavit, as well as the effect of signing it, have been fully explained to me in my first language, and I understand the contents hereof.

ZAMA GANGI
ZAMA GANGI

I hereby certify that the deponent knows and understands the contents of this affidavit and that it is to the best of his knowledge both true and correct. This affidavit was signed and sworn to before me at Wageningen on this the 28 day of 11 2012, and that the Regulations contained in Government Notice R.1258 of 21 July 1972, as amended, have been complied with.

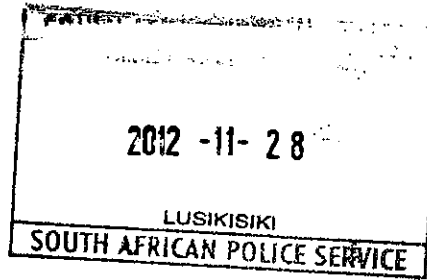
V. Blaas

COMMISSIONER OF OATHS

Full names: V. BLAAS

Address: SAPS

Capacity: Constable



"261"



TEBA Limited

RSA Reg. No 1902/001680/06

HISTORY RECORD OF SERVICE

Industry No : A0587285

Date of Birth : 1955/03/19

ID Number : 5503195743081

Current Passport :

Issued at :

Surname : GANGI

Name(s) : ZAMA

Current District - Code : 066

District Description : LUSIKISIKI

District Country : SOUTH AFRICA

Education: PRIMARY SCHOOL EDUCATION

Back History : Complete

Right Hand : BM17WU~ZMOM

Left Hand : BI25WW~IOXM

Reg/Date	Office S/IN	Year Term/Date	Comp/No	Passport	Reference Book	Client Description	Office Description	Change Date	Occupation
2008/07/10	3615 580	2008	A0587285	T3563862	236 - SOUTH DEEP	236 - SOUTH DEEP	LUSIKISIKI		
2007/01/31	3615 39	2007 2008/06/16	1421743	T3563862	236 - SOUTH DEEP	236 - SOUTH DEEP	LUSIKISIKI		
2005/05/26	3615 528	2005 2007/01/03	1421743	T3563862	236 - SOUTH DEEP	236 - SOUTH DEEP	LUSIKISIKI		
						CHANGE OF OCCUPATION			
2003/10/17	3615 1126	2003 2005/05/03	1421743	T3563862	236 - SOUTH DEEP	236 - SOUTH DEEP	LUSIKISIKI	2003/10/20	WINCH DRIVER
2002/08/01	3615 782	2002 2003/09/23	1421743	T3563862	236 - SOUTH DEEP	236 - SOUTH DEEP	LUSIKISIKI		
2001/05/17	3615 654	2001 2002/07/31	1421743	T3563862	236 - SOUTH DEEP	236 - SOUTH DEEP	LUSIKISIKI		
2000/03/13	3615 402	2000 2001/05/16	1421743	T3563862	236 - SOUTH DEEP	236 - SOUTH DEEP	LUSIKISIKI		
1999/01/04	3615 52	1999 2000/01/03	1421743	T3563862	236 - SOUTH DEEP	236 - SOUTH DEEP	LUSIKISIKI		
1996/08/14	3615 2108	1996 1997/09/24	1421743	T3563862	236 - SOUTH DEEP	236 - SOUTH DEEP	LUSIKISIKI		
1994/03/26	3615 1119	1994 1996/08/13	1421743	T3563862	236 - SOUTH DEEP	236 - SOUTH DEEP	LUSIKISIKI		
1992/12/15	3615 4141	1992 1994/03/25	1421743	T3563862	236 - SOUTH DEEP	236 - SOUTH DEEP	LUSIKISIKI		
1991/09/13	3615 3495	1991 1992/09/21	1421743	T2039700	236 - SOUTH DEEP	236 - SOUTH DEEP	LUSIKISIKI		
1990/03/21	3615 1395	1990 1991/06/04	1421743	T2039700	236 - SOUTH DEEP	236 - SOUTH DEEP	LUSIKISIKI		
1988/11/25	3615 4973	1988 1989/11/17	285749	T2039700	236 - SOUTH DEEP	236 - SOUTH DEEP	LUSIKISIKI		
1987/05/15	3615 2279	1987 1988/07/28	285749	T2039700	236 - SOUTH DEEP	236 - SOUTH DEEP	LUSIKISIKI		
1986/02/04	3615 608	1986 1987/02/16	285749	T2039700	236 - SOUTH DEEP	236 - SOUTH DEEP	LUSIKISIKI		
1984/11/21	3615 4726	1984 1985/10/25	266604	T2039700	236 - SOUTH DEEP	236 - SOUTH DEEP	LUSIKISIKI		
1983/04/28	3615 1961	1983 1984/05/22	EB625345	T0399598	236 - SOUTH DEEP	236 - SOUTH DEEP	LUSIKISIKI		
1981/08/19	3615 2812	1981 1982/08/18		T0399598	236 - SOUTH DEEP	236 - SOUTH DEEP	LUSIKISIKI		

AFFIDAVIT

I, the undersigned,

MALUNGISA THOLE

do hereby make oath and say :

1. I am an adult former gold mineworker residing at Imizizi Administrative Area, Bizana.

2. I worked underground on the following mines in the following positions during the dates set forth below:

(1) Mine	(2) Dates	(3) Title/Position
Western Areas Mine	1980 – 1999	Electrician

3. I attach hereto marked "**MT1**" a copy of my record of service, as captured by TEBA Limited. According to TEBA's records, I worked at South Deep Mine. However, I do not know why this is so and I confirm that I worked at Western Areas Gold Mine.

4. As an electrician, it was my duty to ensure that the electrical workings underground were functioning.

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5. During my time working at Western Areas, I was frequently and regularly exposed to silica dust released during day-to-day mining activities. This exposure occurred from working with and near activities such as drilling, blasting, and crushing of ore and rock.
6. On a daily basis, I and my co-workers breathed silica dust in our worksites underground, particularly in the stope. At the end of each shift, my uniform was covered in dust. My hair was white with dust.
7. I was not given a respiratory mask by my former employer to prevent my inhalation of the dust to which I was exposed.
8. Prior to being permitted to work on the gold mines, I was medically tested for the presence of occupational lung diseases, including silicosis, and was deemed to be well and fit to work underground. Thereafter, I was examined periodically for the presence of silicosis and other occupational lung diseases.
9. I was retrenched in 1999 and left work on the gold mines. I was 40 years of age.
10. I was diagnosed with silicosis in July 2012. I attach the medical report confirming the diagnosis marked "MT2". I did not have silicosis prior to working on the gold mine.

11. Prior to consulting with my attorney of record, I knew nothing about silicosis and the risks of being exposed to silica dust underground. I did not know about the statutory compensation scheme provided for in the Occupational Diseases in Mines and Works Act (ODIMWA) and my former employer did not advise me of my rights in terms of ODIMWA.

12. Prior to working at Western Areas, I did not have silicosis. As a result of having silicosis, I am no longer able to work to support my family. I have no monthly income.

13. I have accordingly suffered the following damages:

13.1 loss of earnings;

13.2 medical expenses;

13.3 general damages for pain, suffering, loss of amenities of life, disablement and reduced life expectancy.

14. I, along with thousands of other mineworkers, have contracted silicosis as a result of our employment with Respondents' mines. I am committed to vigorously prosecuting this litigation on my own and my fellow mineworkers' behalf. I intend to obtain the largest recovery for the class consistent with good faith and sound judgment.

15. I understand that if I am appointed as a class representative, I owe a duty to all members of the proposed class to provide fair and adequate representation. I will continue to work in good faith with my counsel to obtain a fair recovery for the class.
16. I will not accept any payment for serving as class representative beyond my pro rata share of any recovery, except such reasonable costs and expenses (including lost wages and travel costs) directly related to the representation of the class as ordered or approved by the Court.
17. The contents of this affidavit, as well as the effect of signing it, have been fully explained to me in my first language, and I understand the contents hereof.



MALUNGISA THOLE

I hereby certify that the deponent knows and understands the contents of this affidavit and that it is to the best of his knowledge both true and correct. This affidavit was signed and sworn to before me at BIZANNO on this the 29 day of 11 2012, and that the Regulations contained in Government Notice R.1258 of 21 July 1972, as amended, have been complied with.

MT

SOUTH AFRICAN POLICE SERVICE
BIZANA
2012 -11- 29
COMMUNITY SERVICE CENTRE

NUM 20533926

COMMISSIONER OF OATHS
Full names: *MOMTA ITALY MADIKIZELA*
Address: *R1806 1530, BIZANA*
Capacity: *CSE 20533926*



TEBA Limited

RSA Reg. No 1902/001680/06

HISTORY RECORD OF SERVICE

Industry No : A1614148

Date of Birth : 1959/01/01

ID Number : 5910265911086

Current Passport :

Issued at :

Surname : TOLE

Name(s) : MALUNGISA

Current District - Code : 010

District Description : BIZANA

District Country : SOUTH AFRICA

Education: PRIMARY SCHOOL EDUCATION

Back History : Complete

Right Hand : AM01WU~W 20OIO

Left Hand : BM26WW~W~IMOM

Reg/Date	Office S/N	Year Term/Date	Comp/No	Passport	Reference Book	Client Description	Office Description	Change Date	Occupation
1999/10/18	3605 1752	1999 2000/10/17	1453823	T2857036	236 - SOUTH DEEP	236 - SOUTH DEEP	BIZANA		
1998/08/27	3605 1862	1998 1999/10/10	1453823	T2857036	236 - SOUTH DEEP	236 - SOUTH DEEP	BIZANA		
1997/07/25	6128 3083	1997 1998/08/26	1453823	T2857036	236 - SOUTH DEEP	236 - SOUTH DEEP	JOHANNESBURG DEPOT		
1996/08/15	3605 2316	1996 1997/07/24	1453823	T2857036	236 - SOUTH DEEP	236 - SOUTH DEEP	BIZANA		
1994/03/17	3605 1118	1994 1996/08/14	1453823	T2857036	236 - SOUTH DEEP	236 - SOUTH DEEP	BIZANA		
1993/01/05	3605 16	1993 1994/02/18	1453823	T2857036	236 - SOUTH DEEP	236 - SOUTH DEEP	BIZANA		
1991/12/03	3605 5189	1991 1992/11/12	1453823	T2857036	236 - SOUTH DEEP	236 - SOUTH DEEP	BIZANA		
1990/08/24	3605 3957	1990 1991/12/02		T2857036	236 - SOUTH DEEP	236 - SOUTH DEEP	BIZANA		
1989/04/11	3605 1891	1989 1990/05/29	17809	T2857036	236 - SOUTH DEEP	236 - SOUTH DEEP	BIZANA		
1987/04/23	3605 2114	1987 1989/02/10	17809	T2857036	236 - SOUTH DEEP	236 - SOUTH DEEP	BIZANA		
1985/09/04	3605 4794	1985 1987/01/23	17809	T1275356	236 - SOUTH DEEP	236 - SOUTH DEEP	BIZANA		
1984/03/21	3605 1633	1984 1985/03/20		T1275356	236 - SOUTH DEEP	236 - SOUTH DEEP	BIZANA		
1982/03/03	4372 1630	1982 1983/03/02		T0317262	236 - SOUTH DEEP	236 - SOUTH DEEP	UMZIMKULU		
1980/08/05	4372 1596	1980 1981/08/04		T0317262	236 - SOUTH DEEP	236 - SOUTH DEEP	UMZIMKULU		

"MTI"

MT

AFFIDAVIT

I, the undersigned,

MONOKOA THOMAS LEPOTA

do hereby make oath and say :

1. I am an adult former gold mineworker residing at Ha Elia, Roma, Lesotho.
2. I worked underground in the following mines in the following positions during the dates set forth below:

(1) Mine	(2) Dates	(3) Title/Position
Fee State Geduld Mine	1973 – 1974	Loco Driver
President Steyn Mine	1974 – 1976	Rock Drill Operator
Hartebeesfontein Mine	1977 – 1986	
Beatrix Mine	1988 – 2007	

3. I attach hereto marked "MTL1" a copy of my record of service, as captured by TEBA Limited.
4. As a loco driver, my duty was to transport the carriages loaded with rock and ore to the tipping point for it to be loaded into the skip and transported to the surface.

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As a rock drill operator, my duty was to drill holes in the walls of the tunnels in which dynamite was placed for blasting. I was also responsible for tying together and securing pipes that transported water and air into the mine.

5. During my time working for these mining companies, I was frequently and regularly exposed to silica dust released during day-to-day mining activities. This exposure occurred from working with and near activities such as blasting, crushing and transporting rock and ore. When blasting took place during a shift, there would be so much dust created that you could barely see the person right next to you; all you could see was their headlamp.
6. On a daily basis, I and my co-workers breathed silica dust in the following areas of the mines: in the tunnels, and at the stations where rock and ore was loaded into the carriages.
7. There were respiratory masks for us to wear underground, but they were not always available for us and, even if they were, the masks made it difficult to breathe in the extremely hot and humid conditions in which we worked underground.
8. The process of loading the carriages with rock and ore created lots of dust, to which I was exposed and I could, as a result, often see, taste and smell dust

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while I worked underground. After completing each shift underground, my uniform was covered in dust.

9. I was aware that the law stipulates certain waiting periods which must be observed before re-entering a mine after blasting had taken place, but these periods were seldom observed, as we had targets to meet in high speed operations.
10. Prior to being permitted to work on the gold mines, I was medically tested for the presence of occupational lung diseases, including silicosis, and was deemed to be well and fit to work underground. Thereafter, I was examined periodically for the presence of silicosis and other occupational lung diseases.
11. I left work on the mines after I suffered an eye injury in 2008. I was 50 years old.
12. I was diagnosed with silicosis in September 2012. I attach hereto the medical report confirming this diagnosis marked "MTL2". I did not have silicosis prior to working on the gold mines in South Africa.
13. As a result of having silicosis, I am physically weak and I struggle to perform the tasks I could do previously. I have difficulty breathing and I can no longer take part in the activities of my community which makes me feel isolated and helpless.

J.
W. T. L

14. I have accordingly suffered the following damages:

14.1 loss of earnings;


14.2 medical expenses;

14.3 general damages for pain, suffering, loss of amenities of life, disablement and reduced life expectancy.

15. I, along with thousands of other mineworkers, have contracted silicosis as a result of our employment with Respondents' mines. I am committed to vigorously prosecuting this litigation on my own and my fellow mineworkers' behalf. I intend to obtain the largest recovery for the class consistent with good faith and sound judgment.

16. I understand that if I am appointed as a class representative, I owe a duty to all members of the proposed class to provide fair and adequate representation. I will continue to work in good faith with my counsel to obtain a fair recovery for the class.

17. I will not accept any payment for serving as class representative beyond my pro rata share of any recovery, except such reasonable costs and expenses (including lost wages and travel costs) directly related to the representation of the class as ordered or approved by the Court.



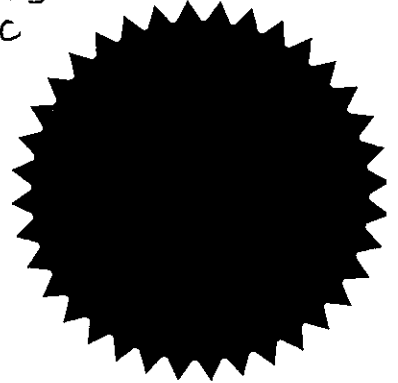
18. The contents of this affidavit, as well as the effect of signing it, have been fully explained to me in my first language, and I understand the contents hereof.

Thomas Lepota
MONOKOA THOMAS LEPOTA

PASSPORT NO. RA 731981

I hereby certify that the deponent knows and understands the contents of this affidavit and that it is to the best of his knowledge both true and correct. This affidavit was signed and sworn to before me at MASERU on this the 07th day of DECEMBER 2012 and that the Regulations contained in Government Notice R.1258 of 21 July 1972, as amended, have been complied with.

K. M. T. L.
COMMISSIONER OF OATHS
Full names: KOLISANG MOCHESANG LEPTOLISA
Address: 397 HILTON ROAD MASERU
Capacity: NOTARY PUBLIC



J. M. T. L.



TEBA Limited

RSA Reg. No 1902/001680/06

HISTORY RECORD OF SERVICE

Industry No : K0880584

Date of Birth : 1958/01/01

ID Number :

Current Passport :

issued at :

Surname : LEPOTA

Name(s) : MONOKOA THOMAS

Current District - Code : 515

District Description : MASERU

District Country : LESOTHO

Education: PRIMARY SCHOOL EDUCATION

Back History : Complete

Right Hand : O-15-WWW-1000

Left Hand : O-09-W-OMOM

Reg/Date	Office S/N	Year Term/Date	Comp/No	Passport	Reference Book	Client Description	Office Description	Change Date	Occupation
2007/1/14	1316	13928	2007 2008/03/06	K0880584	1558701	002 - BEATRIX GOLD MINE	MASERU		
2006/1/16	1316	14182	2006 2007/1/14	K0880584	1558701	002 - BEATRIX GOLD MINE	MASERU		
2005/08/16	1316	9710	2005 2006/09/26	K0880584	RA262865	002 - BEATRIX GOLD MINE	MASERU		
2004/04/14	1316	5702	2004 2005/08/16	287520	RA262865	002 - BEATRIX GOLD MINE	MASERU		
2002/10/01	1316	13008	2002 2003/09/30	287520	TTD953277	002 - BEATRIX GOLD MINE	MASERU		
2001/02/09	1316	1960	2001 2002/02/08	287520	M136323	002 - BEATRIX GOLD MINE	MASERU		
1999/11/17	1316	13533	1999 2000/11/15	287520	M136323	002 - BEATRIX GOLD MINE	MASERU		
1998/09/15	1316	11687	1998 1999/09/14	287520	M136323	002 - BEATRIX GOLD MINE	MASERU		
1997/07/21	1316	12121	1997 1998/07/20	287520	M136323	002 - BEATRIX GOLD MINE	MASERU		
1996/06/04	1316	9886	1996 1997/06/03	287520	M136323	002 - BEATRIX GOLD MINE	MASERU		
1995/04/13	1316	7362	1995 1996/04/11	287520	M136323	002 - BEATRIX GOLD MINE	MASERU		
1994/03/11	1316	5313	1994 1995/03/10	287520	M136323	002 - BEATRIX GOLD MINE	MASERU		
1993/08/24	1316	15235	1993 1994/03/10	287520	M136323	002 - BEATRIX GOLD MINE	MASERU		
1992/09/15	1316	16728	1992 1993/08/09	287520	M136323	002 - BEATRIX GOLD MINE	MASERU		
1991/05/21	1316	9661	1991 1992/05/19	287520	K0073507	002 - BEATRIX GOLD MINE	MASERU		
1989/05/08	1316	8344	1989 1989/12/15	287520	K0073507	002 - BEATRIX GOLD MINE	MASERU		
1988/12/12	1316	21884	1988 1989/04/10	418773	K0073507	002 - BEATRIX GOLD MINE	MASERU		
1985/10/03	1316	14071	1985 1986/10/02	451010	H0175107	090 - HARTEBEEESTFONTEIN	MASERU		
1984/06/11	1316	7344	1984 1985/06/10	451010	H0175107	090 - HARTEBEEESTFONTEIN	MASERU		
1982/07/27	1316	8647	1982 1983/07/26		D0069665	090 - HARTEBEEESTFONTEIN	MASERU		
1980/04/16	1316	4724	1980 1981/04/15		D0069665	090 - HARTEBEEESTFONTEIN	MASERU		
1978/10/17	1316	13604	1978 1979/10/16		D0069665	090 - HARTEBEEESTFONTEIN	MASERU		
1977/11/28	1316	16510	1977 1978/10/02		D0069665	090 - HARTEBEEESTFONTEIN	MASERU		
1975/12/08	1316	17050	1975 1976/12/06		B0124998	305 - PRESIDENT STEYN MINE	MASERU		
1974/08/17	1316	1141	1974 1975/08/16		B0124998	305 - PRESIDENT STEYN MINE	MASERU		
1973/05/07	1316	6020	1973 1974/05/06		B0124998	275 - FREE STATE GEDULD MINE	MASERU		

W.T.L.

"MTLI"

AFFIDAVIT

I, the undersigned,

MZAWUBALEKWA DIYA

do hereby make oath and say :

1. I am an adult former gold mineworker residing at Bizana, Eastern Cape.
2. I worked underground on the following mines in the following positions during the dates set forth below:

(1) Mine	(2) Dates	(3) Title/Position
Kloof Gold Mine	1978 – 2005	Team member (spader, loader) Winch Operator Loco Driver Bell Ringer

3. I attach hereto marked "**MD1**" a copy of my record of service, as captured by TEBA Limited.
4. As a team member, my job duties included using a spade to load the rock and ore onto the winch and loading the dynamite used for blasting into the holes made by the drillers. As a winch driver, my job duties included moving the rock

M L
~~*M L*~~
M L

and ore after blasting into the tipping station by manually operating the winch system. As a loco driver, my duties included driving the train that transported the rock and ore after blasting. As a bell ringer, my job duties included operating the system that took the rock and ore from the tipping station into the carriages and transferred the material to the surface.

5. During my time working for these mining companies, I was frequently and regularly exposed to silica dust released during day-to-day mining activities. This exposure occurred from working with and near activities such as drilling, blasting, crushing, and transporting rock. Dust was created by the blasting that occurred underground daily. We were not evacuated when bombs were ignited; we just moved away from the work site and covered our ears with our hands until the explosions were over. We were never brought to the surface during blasting because the time it took to travel back and forth was deemed to long. When blasting occurred during a shift, we hid behind corners underground to shelter ourselves from any potential danger caused by falling rock. We only waited until we could see again to re-enter the stope. We could hear other levels bombing and blasting throughout the day and could see dust coming from these other explosions. We were not instructed to water down our work area when dust from other levels entered into our work site.

6. On a daily basis, I and my co-workers breathed silica dust in the following areas of the mines: in the stopes where the blasting was taking place, where rock and

ore was transported, especially around the locos and winches, and on the conveyor belts.

7. When I first began working at Kloof Gold Mine, there were no masks or other respiratory equipment available to us. But, during the 1980's and 1990's, I began to see some people wearing respiratory masks and I wore a mask everyday from the early 1990's until 2005. I was only provided with an emergency respiratory pack from in 1991. I had to use it when there was too much dust after blasting and when there was excessive heat underground.

8. Normally so much dust was created by the explosions underground that we couldn't even see each other. We were never instructed to wait for the dust to settle before returning to our work sites after bomb explosions had taken place. Everything underground was covered in dust including our overalls, our faces, and the equipment we worked with. We often had to use our bare hands to dig through rocks that had become stuck in the chutes and when this happened our hands would be covered in dust. The dustiest area underground was in the stopes, blasting increased the dust levels in the stopes, but there was always some dust visible. I could see the dust in the air, at the ventilation sites, on the walls, and in the tunnels. I could also smell and taste the dust in the air. At the end of my shift there would be dust on my clothes, hair and face. I could even feel the dust in my ears.

9. Prior to being permitted to work on the gold mines, I was medically tested for the presence of occupational lung diseases, including silicosis, and was deemed to be well and fit to work underground. Thereafter, I was examined periodically for the presence of silicosis and other occupational lung diseases.
10. In 2005 I was retrenched by my employer and I did not receive an exit medical examination when I left work on the mines. I was 45 years of age.
11. I was diagnosed with silicosis in June 2012. I attach hereto the medical report confirming this diagnosis marked "MD2". I did not have silicosis before working on the mines.
12. My employer never told me about the causes or the effects of silicosis. The only safety related information we were given by our former employers was to wear the masks that were provided starting in the early 1990's. My former employer did not explain to me my rights under the Occupational Diseases in Mines and Works Act (ODIMWA). I have not received any medical examinations since leaving the mines, except those provided to me by my attorney, through this litigation.
13. Since I left work on the gold mines, I am often short of breath and I cough constantly. I am less energetic and am physically very weak. I have difficulty doing anything that requires physical strength.

M D

14. As a result of having silicosis, I am unable to work. I have three dependants including my wife, my twenty-one year old son and my fourteen year old daughter. I have no income, apart from that which I receive from temporary jobs, such as watching one of my neighbor's cattle or fixing fences. These jobs allow me to make some money in order to feed my family and pay for my daughter's school uniform, but nothing else.

15. I have accordingly suffered the following damages:

15.1 loss of earnings;

15.2 medical expenses;

15.3 general damages for pain, suffering, loss of amenities of life, disablement and reduced life expectancy.

16. I, along with thousands of other mineworkers, have contracted silicosis as a result of our employment with Respondents' mines. I am committed to vigorously prosecuting this litigation on my own and my fellow mineworkers' behalf. I intend to obtain the largest recovery for the class consistent with good faith and sound judgment.

17. I understand that if I am appointed as a class representative, I owe a duty to all members of the proposed class to provide fair and adequate representation. I

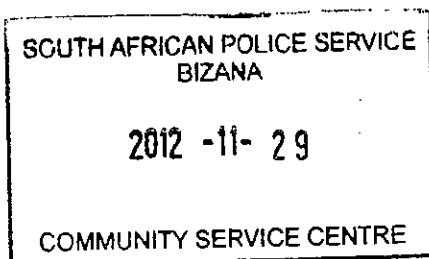
re D

will continue to work in good faith with my counsel to obtain a fair recovery for the class.

18. I will not accept any payment for serving as class representative beyond my pro rata share of any recovery, except such reasonable costs and expenses (including lost wages and travel costs) directly related to the representation of the class as ordered or approved by the Court.
19. The contents of this affidavit, as well as the effect of signing it, have been fully explained to me in my first language, and I understand the contents hereof.

M. Diya
MZAWUBALEKWA DIYA

I hereby certify that the deponent knows and understands the contents of this affidavit and that it is to the best of his knowledge both true and correct. This affidavit was signed and sworn to before me at BIZANA on this the 29 day of 11 2012, and that the Regulations contained in Government Notice R.1258 of 21 July 1972, as amended, have been complied with.



M.M.
COMMISSIONER OF OATHS
Full names: NOMATHALY MADIKIZELA
Address: MP BAG X530, BIZANA
Capacity: CSC 20533926

M D

Date: 2006/09/21

T.E.B.A Limited

RSA Reg. No 1902/001680/06

HISTORY RECORD OF SERVICE

Industry No : C0528905

Date of Birth : 1960/02/25

ID Number : 6002255927089

Current Passport :

Issued at :

Surname : DJIYA

Name(s) : MZAWUBALEKWA

Current District - Code : 010

District Description : BIZANA

District Country : SOUTH AFRICA

Education: PRIMARY SCHOOL EDUCATION

Back History : Complete

Right Hand :

Left Hand :

Reg/Date	Office S/N	Year	Term/Date	Comp/No	Passport	Client Description	Office Description
2005/01/26	3605 114	2005	2005/06/12	61980	T3703588	004 - KLOOF DIVISION	BIZANA
2003/09/12	3605 1087	2003	2004/12/02	61980	T3703588	004 - KLOOF DIVISION	BIZANA
2002/07/05	3605 874	2002	2003/07/29	61980	T3703588	004 - KLOOF DIVISION	BIZANA
2001/01/10	3605 89	2001	2002/04/26	61980	T3703588	004 - KLOOF DIVISION	BIZANA
1999/08/04	3605 1314	1999	2000/08/02	61980	T3703588	091 - KLOOF GOLD MINE	BIZANA
1998/04/28	3605 994	1998	1999/04/27	61980	T3703588	091 - KLOOF GOLD MINE	BIZANA
1997/03/19	3605 845	1997	1998/04/27	61980	T3703588	091 - KLOOF GOLD MINE	BIZANA
1996/01/17	3605 358	1996	1997/03/18	61980	T3703588	091 - KLOOF GOLD MINE	BIZANA
1994/10/20	3605 3600	1994	1996/01/16	61980	T3703588	091 - KLOOF GOLD MINE	BIZANA
1993/08/17	3605 3130	1993	1994/10/19	61980	T3703588	091 - KLOOF GOLD MINE	BIZANA
1992/09/16	3605 2528	1992	1993/08/16	C0528905	T3703588	091 - KLOOF GOLD MINE	BIZANA
1991/01/23	3605 557	1991	1992/08/15		T2698484	091 - KLOOF GOLD MINE	BIZANA
1989/11/15	3605 5870	1989	1991/01/22		T2898484	091 - KLOOF GOLD MINE	BIZANA
1988/08/25	3605 3940	1988	1989/09/20	61980	T2698484	091 - KLOOF GOLD MINE	BIZANA
1987/06/17	3605 3002	1987	1988/03/09	61980	T2698484	091 - KLOOF GOLD MINE	BIZANA
1986/03/21	3605 1553	1986	1987/04/21	61980	T2386299	091 - KLOOF GOLD MINE	BIZANA
1985/01/17	3605 434	1985	1986/02/18	61980	T0639460	091 - KLOOF GOLD MINE	BIZANA
1983/08/18	3605 3569	1983	1984/11/14	61980	T0639460	091 - KLOOF GOLD MINE	BIZANA
1982/04/22	3605 2174	1982	1983/04/21		T0351296	091 - KLOOF GOLD MINE	BIZANA
1980/01/17	3605 341	1980	1981/01/16		T0351296	091 - KLOOF GOLD MINE	BIZANA
1978/09/27	3605 7054	1978	1979/09/26		T0351296	091 - KLOOF GOLD MINE	BIZANA

"MOI"

487687

Handwritten signature

AFFIDAVIT

I, the undersigned,

MSEKELI MBUZIWENI

do hereby make oath and say :

1. I am an adult former gold mineworker residing at Nqabeni Village, Esikelo Administrative Area, Bizana.

2. I worked on the following mines in the following positions during the dates set forth below:

(1) Mine	(2) Dates	(3) Title/Position
East Driefontein Mine	1978 – 2000	Winch Driver
Driefontein Mine	2000 – 2006	

3. I attach hereto marked "MM1" a copy of my record of service, as captured by TEBA Limited.

4. As a winch driver, my duties included manually operating the winch to pull the blasted rock and ore to the tipping point.

MM
NM

5. During my time working for my former employers, I was frequently and regularly exposed to silica dust released during day-to-day mining activities. This exposure occurred from working with and near activities such as drilling, blasting, and crushing of ore and rock.
6. On a daily basis, I and my co-workers breathed silica dust in the following areas of the mines: the tunnels where blasting took place, as well as at the tipping stations where the rock and ore were off loaded to be taken to the surface. After blasting underground, high pressure water was used to clean the tunnel and this process created dust to which I and my co-workers were frequently exposed. At the end of each shift, my uniform and hair were white with dust.
7. Prior to being permitted to work on the gold mines, I was medically tested for the presence of occupational lung diseases, including silicosis, and was deemed to be well and fit to work underground. Thereafter, I was examined periodically for the presence of silicosis and other occupational lung diseases.
8. I was retrenched in 2007 when my employer found me to be medically incapacitated and no longer able to perform my duties underground. I was 48 years of age.

M. M.
N.M

9. I was diagnosed with silicosis in July 2012. A copy of the medical report confirming this diagnosis is attached marked "MM2". I did not have silicosis prior to working on the gold mines.

10. As a result of having silicosis, I struggle to walk and am generally physically weak. I am no longer able to work to support my family, to the extent that I cannot afford to send my children to school. I am no longer able to partake in the activities of my community.

11. I have accordingly suffered the following damages:

11.1 loss of earnings;

11.2 medical expenses;

11.3 general damages for pain, suffering, loss of amenities of life, disablement and reduced life expectancy.

12. I, along with thousands of other mineworkers, have contracted silicosis as a result of our employment with Respondents' mines. I am committed to vigorously prosecuting this litigation on my own and my fellow mineworkers' behalf. I intend to obtain the largest recovery for the class consistent with good faith and sound judgment.

M.M.
N.M.

13. I understand that if I am appointed as a class representative, I owe a duty to all members of the proposed class to provide fair and adequate representation. I will continue to work in good faith with my counsel to obtain a fair recovery for the class.
14. I will not accept any payment for serving as class representative beyond my pro rata share of any recovery, except such reasonable costs and expenses (including lost wages and travel costs) directly related to the representation of the class as ordered or approved by the Court.
15. The contents of this affidavit, as well as the effect of signing it, have been fully explained to me in my first language, and I understand the contents hereof.


MSEKELI MBUZIWENI

I hereby certify that the deponent knows and understands the contents of this affidavit and that it is to the best of his knowledge both true and correct. This affidavit was signed and sworn to before me at BIZAMU on this the 29 day of 11 2012, and that the Regulations contained in Government Notice R.1258 of 21 July 1972, as amended, have been complied with.

SOUTH AFRICAN POLICE SERVICE
BIZANA
2012 -11- 29
COMMUNITY SERVICE CENTRE

Alm

COMMISSIONER OF OATHS

Full names: *N. O. O. I. T. A. L. T. M. A. D. I. K. I. Z. E. L. A.*

Address: *R. I. B. A. L. A. X. 530, BIZANA*

Capacity: *CEL 20533526*

M. M.



TEBA Limited

RSA Reg. No 1902/001680/06

HISTORY RECORD OF SERVICE

Industry No : H0369015

Date of Birth : 1959/01/01

ID Number : 2203501

Current Passport :

Issued at :

Surname : MBUZWENI

Name(s) : MSEKELI

Current District - Code : 035

District Description : FLAGSTAFF

District Country : SOUTH AFRICA

Education : PRIMARY SCHOOL EDUCATION

Back History : Complete

Right Hand : X-01~U~~~~MMOO

Left Hand : O-01~U~~~~IMMO

Reg/Date	Office	SIN	Year	Term/Date	Comp/No	Passport	Reference Book	Client Description	Office Description	Change Date	Occupation
2006/04/21	0235	2785	2006	2007/04/20	68160	T3416608	036 - DRIEFONTEIN	036 - DRIEFONTEIN	TOM DRIEFONTEIN CONS		
2005/02/03	0235	616	2005	2006/02/27	68160	T3416608	036 - DRIEFONTEIN	036 - DRIEFONTEIN	TOM DRIEFONTEIN CONS		
2003/11/18	3610	1089	2003	2005/02/02	68160	T3416608	036 - DRIEFONTEIN	036 - DRIEFONTEIN	FLAGSTAFF		
2002/09/27	3610	985	2002	2003/11/17	68160	T3416608	036 - DRIEFONTEIN	036 - DRIEFONTEIN	FLAGSTAFF		
2001/08/21	3610	879	2001	2002/08/08	68160	T3416608	036 - DRIEFONTEIN	036 - DRIEFONTEIN	FLAGSTAFF		
2000/07/24	3610	877	2000	2001/08/19	68160	T3416608	036 - DRIEFONTEIN	036 - DRIEFONTEIN	FLAGSTAFF		
1999/05/20	3610	763	1999	2000/07/23	68160	T3416608	036 - DRIEFONTEIN	036 - DRIEFONTEIN	FLAGSTAFF		
1998/01/26	3610	295	1998	1999/05/19	52160	T3416608	057 - EAST DRIEFONTEIN GOLD	057 - EAST DRIEFONTEIN GOLD	FLAGSTAFF		
1996/08/28	3610	2060	1996	1998/01/25	68160	T3416608	057 - EAST DRIEFONTEIN GOLD	057 - EAST DRIEFONTEIN GOLD	FLAGSTAFF		
1994/03/17	3610	880	1994	1996/08/27	68160	T3416608	057 - EAST DRIEFONTEIN GOLD	057 - EAST DRIEFONTEIN GOLD	FLAGSTAFF		
1993/01/15	3610	283	1993	1994/01/18	68160	T3416608	057 - EAST DRIEFONTEIN GOLD	057 - EAST DRIEFONTEIN GOLD	FLAGSTAFF		
1991/11/19	3610	3805	1991	1992/11/17	H0369015	T3416608	057 - EAST DRIEFONTEIN GOLD	057 - EAST DRIEFONTEIN GOLD	FLAGSTAFF		
1990/09/20	3610	3273	1990	1991/09/20	68160	T3416608	057 - EAST DRIEFONTEIN GOLD	057 - EAST DRIEFONTEIN GOLD	FLAGSTAFF		
1989/07/20	3610	2887	1989	1990/07/20	68160	T3416608	057 - EAST DRIEFONTEIN GOLD	057 - EAST DRIEFONTEIN GOLD	FLAGSTAFF		
1988/05/24	3610	2091	1988	1989/05/25	68160	T3416608	057 - EAST DRIEFONTEIN GOLD	057 - EAST DRIEFONTEIN GOLD	FLAGSTAFF		
1986/10/31	3610	4319	1986	1987/10/30	68160	T3416608	057 - EAST DRIEFONTEIN GOLD	057 - EAST DRIEFONTEIN GOLD	FLAGSTAFF		
1985/07/31	3610	3331	1985	1986/08/21	68160	T3416608	057 - EAST DRIEFONTEIN GOLD	057 - EAST DRIEFONTEIN GOLD	FLAGSTAFF		
1984/01/31	3610	480	1984	1985/04/30	68160	T3416608	057 - EAST DRIEFONTEIN GOLD	057 - EAST DRIEFONTEIN GOLD	FLAGSTAFF		
1982/05/27	3610	1994	1982	1983/05/26		T3416608	057 - EAST DRIEFONTEIN GOLD	057 - EAST DRIEFONTEIN GOLD	FLAGSTAFF		
1980/04/18	3610	951	1980	1981/04/17		T3416608	057 - EAST DRIEFONTEIN GOLD	057 - EAST DRIEFONTEIN GOLD	FLAGSTAFF		

"MAM"

M.M

AFFIDAVIT

I, the undersigned,

ZANEYEZA NTLONI

do hereby make oath and say :

1. I am an adult former gold mineworker residing at Twali, Eastern Cape.
2. I worked the following mines in the following positions during the dates set forth below:

(1) Mine	(2) Dates	(3) Title/Position
Buffelsfontein Mine	1979 – 1980	Machine Operator
	1981 – 2006	(Driller)

3. I attach hereto marked "ZN1" a copy of my record of service, as captured by TEBA Limited.
4. As a machine operator, my job duties included operating the drill and sweeping the workspace after drilling.
5. During my time working at Buffelsfontein mine, I was frequently and regularly exposed to silica dust released during day-to-day mining activities. This



exposure occurred from working with and near activities such as drilling, blasting, and crushing rock. I was frequently exposed to silica when I drilled and swept the workspace. The drilling created a lot of dust but dust conditions were worse when I swept the rocks. When I swept, all the dust that had been settled on the ground filled the air.

6. On a daily basis, I and my co-workers breathed silica dust in the following areas of the mines: the workspace and the waiting area where we went to take cover during blasting.
7. My former employer supplied me with a uniform that I wore, which included a respiratory mask. It was compulsory to wear the mask during our shift but my team members and I often removed the masks during our shift because it was extremely difficult to breathe with them on. Due to the exceptionally hot conditions we worked in underground, we could not wear the masks because our faces were covered in sweat. We did, however, wear the masks when it was extremely dusty. Other than the mask, my former employer never provided any other respiratory equipment. I was never given an emergency respiratory pack.
8. There was more dust created when my team and I drilled deeper into the rock. We aimed to drill deeper because we received bonuses when we drilled beyond the designated depth. The drill was cleaned once a month. Unless it was the day after the drill was cleaned, the drill was always covered in dust. Dust covered my

face and uniform. I cleaned the dust off my uniform by removing it and shaking the dust off. This was done at the end of the shift while I was still underground in the waiting area. There was a lot of dust in my hair and on my face. My nose was always clogged with dust.

9. Prior to being permitted to work on the gold mines, I was medically tested for the presence of occupational lung diseases, including silicosis, and was deemed to be well and fit to work underground. Thereafter, I was examined periodically for the presence of silicosis and other occupational lung diseases.
10. I was diagnosed with silicosis on May 31, 2007 by the Medical Bureau for Occupational Diseases (MBOD) (a copy of the certificate from the MBOD is attached marked "ZN2"). For approximately two weeks before I was examined at the mine clinic, I had been suffering from severe chest pains and coughed large amounts of phlegm with blood. I did not have silicosis prior to working on the mine.
11. I often have shortness of breath, which makes walking longer distances difficult. I cough a lot, mostly at night when I am trying to sleep, and when it is cold. I wake up every morning with chest pains and with a dry, sore throat.
12. I am no longer employed on the mines because I have silicosis. I was deemed medically unfit to continue working and I am not able to find any other



employment. I am unable to support my family. I used to be able to farm, but now it is a lot more difficult to tend to my farm because I cannot work for long periods of time and I often have to rest in order to catch my breath.

13. I have accordingly suffered the following damages:

14.1 loss of earnings;

14.2 medical expenses;


14.3 general damages for pain, suffering, loss of amenities of life, disablement and reduced life expectancy.

14. I, along with thousands of other mineworkers, have contracted silicosis as a result of our employment with Respondents' mines. I am committed to vigorously prosecuting this litigation on my own and my fellow mineworkers' behalf. I intend to obtain the largest recovery for the class consistent with good faith and sound judgment.

15. I understand that if I am appointed as a class representative, I owe a duty to all members of the proposed class to provide fair and adequate representation. I will continue to work in good faith with my counsel to obtain a fair recovery for the class.



16. I will not accept any payment for serving as class representative beyond my pro rata share of any recovery, except such reasonable costs and expenses (including lost wages and travel costs) directly related to the representation of the class as ordered or approved by the Court.
17. The contents of this affidavit, as well as the effect of signing it, have been fully explained to me in my first language, and I understand the contents hereof.



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 71968521 2/10
 NGCOKUVA
 70567328
 CNMAJONI

ZANEYEZA NTLONI

I hereby certify that the deponent knows and understands the contents of this affidavit and that it is to the best of his knowledge both true and correct. This affidavit was signed and sworn to before me at FLAGSTAFF on this the 28 day of NOVEMBER 2012, and that the Regulations contained in Government Notice R.1258 of 21 July 1972, as amended, have been complied with.



70567328
 CNMAJONI

 COMMISSIONER OF OATHS
 Full names: MAJONI
 Address: MAIN STREET FLAGSTAFF
 Capacity: CONSTABLE





TEBA Limited

RSA Reg. No 1902/001680/06

HISTORY RECORD OF SERVICE

Industry No : K0363919

Date of Birth : 1956/10/20

ID Number : 5610205889083

Current Passport :

Issued at :

Surname : NTLONI

Name(s) : ZANEYEZA

Current District - Code : 035

District Description : FLAGSTAFF

District Country : SOUTH AFRICA

Education:

Back History : Complete

Right Hand : O~03~U~W~XOIM

Left Hand : O~03~U~Wr02OMIM

Reg/Date	Office S/N	Year Term/Date	Comp/No	Passport	Reference Book	Client Description	Office Description	Change Date	Occupation
2005/11/18	0015	2005	2006/11/18	T3373944		CHANGE OF OCCUPATION	TOM BUFFELSFONTEIN	2009/03/04	ROCK DRILL OPERATOR
2005/01/14	3610	2005	2005/05/31	T3373944		CHANGE OF OCCUPATION	FLAGSTAFF	2007/10/23	PLAT - ROCK DRILL
2003/10/16	3610	2003	2004/12/01	T3373944		CHANGE OF OCCUPATION	FLAGSTAFF	2006/12/13	MACHINIST
2002/08/07	3610	2002	2002/10/17	T3373944		YWI - SIMMER & JACK MINES			
2001/06/11	3610	2001	2001/09/10	T3373944		015 - BUFFELSFONTEIN GOLD			
2000/04/13	3610	2000	2000/07/13	T3373944		015 - BUFFELSFONTEIN GOLD			
1999/02/11	6150	2000	2000/07/13	T3373944		015 - BUFFELSFONTEIN GOLD			
1994/05/09	3610	1999	1999/05/13	T3373944		015 - BUFFELSFONTEIN GOLD			
1993/01/05	3610	1994	1996/07/01	T3373944		015 - BUFFELSFONTEIN GOLD			
1991/09/05	3610	1993	1994/05/08	T3373944		015 - BUFFELSFONTEIN GOLD			
1990/06/22	3610	1991	1993/01/04	T3373944		015 - BUFFELSFONTEIN GOLD			
1989/03/29	3610	1990	1991/09/04	T3373944		015 - BUFFELSFONTEIN GOLD			
1987/12/22	3610	1989	1990/06/21	T2930085		015 - BUFFELSFONTEIN GOLD			
1986/09/16	3610	1987	1989/03/28	T2930085		015 - BUFFELSFONTEIN GOLD			
1985/06/25	3610	1986	1987/12/21	T1469100		015 - BUFFELSFONTEIN GOLD			
1984/04/03	3610	1985	1985/10/24	T1469100		015 - BUFFELSFONTEIN GOLD			
1983/01/06	3610	1984	1985/04/09	T1469100		015 - BUFFELSFONTEIN GOLD			
1982/04/29	3610	1983	1984/04/02	T0650542		015 - BUFFELSFONTEIN GOLD			
1981/09/25	3610	1982	1983/01/05	T3373944		015 - BUFFELSFONTEIN GOLD			
1980/11/26	3610	1981	1982/04/28	T3373944		015 - BUFFELSFONTEIN GOLD			
1979/09/26	3610	1980	1981/09/24	T3373944		584 - IMPALA PLAT BAFOKENG			
		1979	1980/09/24	T3373944		015 - BUFFELSFONTEIN GOLD			

"ZNI"

