
AFFIDAVIT

I, the undersigned,

MYEKELWA MKENYANE

do hereby make oath and say :

1. I am an adult ex-gold mineworker residing at Madiba Location, 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
Kinross Gold Mine	1975 – 1976	General worker
Free State Saaiplaas	1976 – 1998	General worker, winch driver
Masimong Division	1998 – 2005	Gang supervisor, development team leader
Harmony Gold Group	2005 – 2009	Stope Team Leader

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



4. As a general worker, I placed the stones in a position to be scraped away and, after the large rocks had been removed, I would sweep the area clean. As a winch driver, I pulled the scraper to move the rock from the stope face into the tipper. As a gang supervisor, I watched for any dangers that the loco drivers might come across. As development team leader, I supervised the loader drivers who tipped the rock into the loco and used a safety lamp to make sure there were not dangerous stones near the development team. As the stope team leader, my duties included supervising the winch driver, looking for gold, and checking the supports to ensure that they were stable and that there would not be any accidents.

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, and crushing rock. It was my responsibility to check the dynamite before it was ignited and I was, therefor, often near the explosion. Blasting would take place during the shifts that I worked and, when this happened, I would remain underground. As a result, I was exposed to the large amount of dust that was generated when blasting took place. I did not wear a respiratory mask or any other equipment to help reduce the inhalation of dust.



6. On occasion, rocks would be too large to clear the grizzly, and, using a hammer, I would break the rock into smaller pieces so that they could fit through the grizzly. A large amount of dust was created through this process as well.
7. On a daily basis, I and my co-workers breathed silica dust throughout the mines where I worked, but especially along the loco path and at the tipping point for rock and ore.
8. I was provided with a small respiratory mask by my former employers once a week, but I found it difficult to wear because it restricted the airflow into my lungs. Despite this, I wore the mask when it was provided, because I was afraid of what effect the inhalation of all the dust was having on my health. Only the workers in the parts of the mine with the highest concentration of dust would be provided with masks and the masks were only provided when the conditions were especially dusty.
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 by the Medical Bureau for Occupational Diseases (MBOD) on 31 January 2003 (attached is a copy of the certificate received from



the MBOD marked "MM2"). By that time, I had spent approximately twenty-seven years working underground on the gold mines. I did not have silicosis prior to working on the gold mines. Despite having silicosis, I continued to work on the mine until 2009 when I had a stroke.

11. As a result of having silicosis, I find it difficult to breathe, I have to stop when I walk long distances, I have a constant pain in my chest; and I cough for long periods of time. I have trouble washing myself and eating.

12. I have little quality of life and I am unable to get a job to support my family. My dependants need financial assistance from me to pay for school uniforms, school fees, and food, but I have little assistance to give them, as I struggle to cover my own monthly expenses.

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.

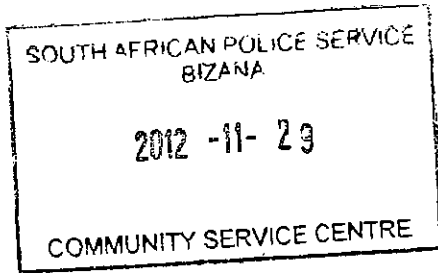


MYEKELWA MKENYANE

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 BIDANA 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.



ALM 20533926 422
COMMISSIONER OF OATHS
Full names: NOMHITALY MADIKIZELA
Address: RIBAGI X 530, BIZANA
Capacity: CST. 20533926





TEBA Limited
RSA Reg. No 1902/001680/06

Industry No : W0946192
Date of Birth : 1956/05/25
ID Number : 5605255819089

Sumname : MKENYANE
Name(s) : MYEKELWA
Current District - Code : 010
District Description : BIZANA
District Country : SOUTH AFRICA

Education: PRIMARY SCHOOL EDUCATION
Back History : Complete
Right Hand : M-01-U-OMOM
Left Hand : M-09-W-OZOI

HISTORY RECORD OF SERVICE

Current Passport :
Issued at :

Reg/Date	Office S/N	Year Term/Date	Comp/No	Passport	Reference Book	Client Description	Office Description	Change Date Occupation
2008/01/04	3605 20	2008 2009/01/03	W0946192	T1815969	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	BIZANA	
2006/07/06	1611 10183	2006 2007/12/01	W0946192	T1815969	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	WELKOM DEPOT	
2005/04/18	3605 357	2005 2006/07/06	W0946192	T1815969	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	BIZANA	
2003/09/08	3605 1001	2003 2005/03/11	585173	T1815969	P32 - MASIMONG DIVISION	P32 - MASIMONG DIVISION	BIZANA	
2002/04/22	3605 582	2002 2003/07/01	585173	T1815969	P32 - MASIMONG DIVISION	P32 - MASIMONG DIVISION	BIZANA	
1999/10/07	3605 1681	1999 2002/03/20	B0585173	T1815969	P32 - MASIMONG DIVISION	P32 - MASIMONG DIVISION	BIZANA	
1998/06/04	1611 8991	1998 1999/08/31	AA585173	T1815969	P32 - MASIMONG DIVISION	P32 - MASIMONG DIVISION	WELKOM DEPOT	
1998/06/03	3605 1294	1998 1998/06/03	AA585173	T1815969	P32 - MASIMONG DIVISION	P32 - MASIMONG DIVISION	BIZANA	
1996/05/23	3605 1699	1996 1998/06/02	AA585173	T1815969	278 - FREE STATE SAAIPLAAS	278 - FREE STATE SAAIPLAAS	BIZANA	
1994/09/01	3605 3135	1994 1996/05/22	AA585173	T1815969	278 - FREE STATE SAAIPLAAS	278 - FREE STATE SAAIPLAAS	BIZANA	
1989/05/03	3605 2288	1989 1994/08/31	AA585173	T1815969	278 - FREE STATE SAAIPLAAS	278 - FREE STATE SAAIPLAAS	BIZANA	
1988/07/15	3605 3329	1988 1989/05/02		T1815969	278 - FREE STATE SAAIPLAAS	278 - FREE STATE SAAIPLAAS	BIZANA	
1987/09/02	3605 4137	1987 1988/07/14		T1815969	278 - FREE STATE SAAIPLAAS	278 - FREE STATE SAAIPLAAS	BIZANA	
1986/08/06	3605 3820	1986 1987/09/01		T1815969	278 - FREE STATE SAAIPLAAS	278 - FREE STATE SAAIPLAAS	BIZANA	
1985/03/13	3605 1479	1985 1986/08/05		T1815969	278 - FREE STATE SAAIPLAAS	278 - FREE STATE SAAIPLAAS	BIZANA	
1984/02/08	3605 890	1984 1985/03/12		T1815969	278 - FREE STATE SAAIPLAAS	278 - FREE STATE SAAIPLAAS	BIZANA	
1981/01/16	3605 329	1981 1982/01/15		T0088677	278 - FREE STATE SAAIPLAAS	278 - FREE STATE SAAIPLAAS	BIZANA	
1977/05/30	3605 1927	1977 1978/05/29		T0088677	278 - FREE STATE SAAIPLAAS	278 - FREE STATE SAAIPLAAS	BIZANA	
1976/05/03	3605 3897	1976 1977/05/02		5747826	278 - FREE STATE SAAIPLAAS	278 - FREE STATE SAAIPLAAS	BIZANA	
1975/05/29	3605 3153	1975 1976/05/02		5747826	092 - KINROSS GOLD MINE	092 - KINROSS GOLD MINE	BIZANA	

"MMI"



AFFIDAVIT

I, the undersigned,

MASIKO SOMI

do hereby make oath and say :

1. I am an adult former gold mineworker residing at Nyaka Location, 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
President Steyn Mine	1976 – 1977	Cleaner
Western Holdings Mine / Free Gold (Matjhabeng)	1977 – 1987	Chief Boss Assistant
Free State Geduld Mine	1987 - 1995	

3. I attach hereto marked "MS1" a copy of my record of service, as captured by TEBA Limited. I did not work at Venterspost Gold Mine and I do not know why my TEBA work record reflects that I did.

MS
nm

4. As a cleaner I was responsible for cleaning worksites underground by way of watering down and use of compressed air. As the chief boss assistant, I was a general assistant to my manager in performing his duties.
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; drilling, crushing and transporting rock and ore.
6. On a daily basis, I and my co-workers breathed silica dust in the following areas of the mines: tunnels (the use of compressed air to clean worksites created dust), and at the tipping station where waste rock and ore was loaded into loco carriages to be taken to the surface of the mine, as it was often necessary to drill or blast larger rocks into smaller pieces in order to fit into the carriages.
7. Blasting would often take place during shifts that I worked underground. My co-workers and I would not be taken to the surface for these blasts, and a tremendous amount of dust was created by the blasts, to which we were all 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

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

9. At the end of my contract in 1995, I went on leave and got ill. I was too ill to return to work on the date I was due to return and, as a result, I was retrenched. I was 40 years old.
10. In July 2012, I was diagnosed with silicosis. I attach the medical report confirming the diagnosis marked "**MS2**". Prior to working on the mines, I did not have silicosis.
11. I am not aware of the statutory compensation scheme for mineworkers with occupational lung diseases 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. As a result of having silicosis, I am no longer able to perform any type of work to support family. One of my children has had to leave school, as I can no longer afford to pay the school fees. I am physically weak; I have coughing fits, which often wake me during the night.
13. I have accordingly suffered the following damages:

MS
New

- 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.


MS
N/m



MASIKO SOMI

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.



 20533926
COMMISSIONER OF OATHS
Full names: NORMAN ITALY MADIKIZELA
Address: R1 BAG x530, BIZANA
Capacity: Cell. 20533926

MS



TEBA Limited

RSA Reg. No 1902/001680/06

HISTORY RECORD OF SERVICE

Industry No : W0819141

Date of Birth : 1953/01/01

ID Number :

Current Passport :

Issued at :

Surname : SOMI

Name(s) : MASIKO

Current District - Code : 010

District Description : BIZANA

District Country : SOUTH AFRICA

Education: PRIMARY SCHOOL EDUCATION

Back History : Complete

Right Hand : M-13-WW-MOMI

Left Hand : AM23WRWW-09MMII

Reg/Date	Office S/N	Year Term/Date	Comp/No	Passport	Reference Book	Client Description	Office Description	Change Date Occupation
1994/01/07	3605 223	1994 1996/02/21	BA413348	T3407497		275 - FREE STATE GEDULD MINE	BIZANA	
1993/01/14	3605 393	1993 1994/01/06		T3407497		275 - FREE STATE GEDULD MINE	BIZANA	
1991/10/01	3605 4171	1991 1993/01/13		T3407497		275 - FREE STATE GEDULD MINE	BIZANA	
1990/06/06	3605 2763	1990 1991/09/30		T2467129		275 - FREE STATE GEDULD MINE	BIZANA	
1989/06/27	3605 3268	1989 1990/06/05		T2467129		275 - FREE STATE GEDULD MINE	BIZANA	
1987/12/10	3605 6012	1987 1989/06/26		T2467129		275 - FREE STATE GEDULD MINE	BIZANA	
1986/08/14	3605 3994	1986 1987/12/09		T2467129		325 - FREE GOLD (MATJHABENG) BIZANA	BIZANA	
1985/05/02	3605 2330	1985 1986/08/13		T0827175		325 - FREE GOLD (MATJHABENG) BIZANA	BIZANA	
1983/12/29	3605 5474	1983 1985/05/01		T0827175		325 - FREE GOLD (MATJHABENG) BIZANA	BIZANA	
1982/03/03	3645 1270	1982 1983/03/02		T0348509		215 - VENTERSPOST GOLD MINE	QACHAS NEK	
1980/02/20	3645 912	1980 1981/02/18		T0348509		215 - VENTERSPOST GOLD MINE	QACHAS NEK	
1979/01/11	3645 76	1979 1980/01/10		T0348509		215 - VENTERSPOST GOLD MINE	QACHAS NEK	
1977/07/29	3605 4588	1977 1978/07/03		T0348509		325 - FREE GOLD (MATJHABENG) BIZANA	BIZANA	
1976/09/10	3605 4825	1976 1977/07/28		5876149		305 - PRESIDENT STEYN MINE	BIZANA	

"MSI"

MS

AFFIDAVIT

I, the undersigned,

ZWELENDABA MGIDI

do hereby make oath and say :

1. I am an adult ex-gold mineworker residing at Twazi Administrative Area, Flagstaff.

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
Loraine Gold Mine	1983 – 1998	Timber Boy
President Brand Mine	1999 – 2004	Winch Driver
Bambanani Mine	2004 – 2011	Team Leader

3. I attach hereto marked "ZM1" a copy of my record of service, as captured by TEBA Limited.

4. As a timber boy, my duty was to erect timber poles in the tunnels to prevent the walls from collapsing during blasting. As a winch driver, I pulled the scraper to

ZM

move the rock from the stope face into the tipper. As a team leader, I was responsible for blasting 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, and crushing rock. It was my responsibility to check the dynamite before it was ignited and I was, therefore, often near the explosion. A large amount of dust was generated from the blasts, to which I was exposed, as I remained underground during blasting.

6. On occasion, rocks would be too large to be transported by the winch, and, using a hammer or a small bomb, I would break the rock into smaller pieces so that it would fit. A large amount of dust was created through this process as well.

7. On a daily basis, I and my co-workers breathed silica dust throughout the mines where I worked, but especially in the stopes. I could often see, taste and smell dust in my working environment underground.

8. My former employers provided me with a respiratory mask to wear underground, but it was not practical for me to wear during my work, as it was unbearably hot underground and the mask made it difficult to 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 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 by the Medical Bureau for Occupational Diseases (MBOD) in 2008 (attached is a copy of the MBOD certificate marked "ZM2"). I did not have silicosis prior to working on the gold mines.
11. In 2011, my former employer found that I was permanently unfit for employment and I was retrenched. Attached marked "ZM3" is a copy of my former employer's finding in this regard, as well as a copy my exit medical certificate confirming that I have silicosis marked "ZM4". I was 51 years old.
12. I was not aware of the dangers of being exposed to silica dust underground and the risk that I faced of developing silicosis as a result of such exposure. Due to the fact that I have silicosis, I am no longer able to work to support my wife and children. I cannot even afford the school fees for my children to attend school. I am physically weak and have constant difficulty breathing. I feel helpless as I can no longer do things for myself as I could before, and I can no longer partake in community activities.
13. I have accordingly suffered the following damages:

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W/M

- 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.

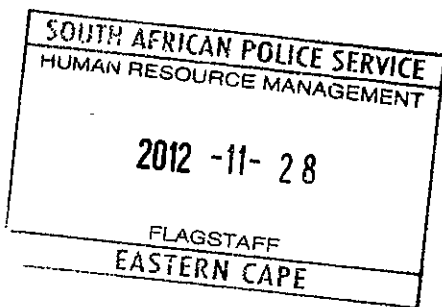
16. I will not accept any payment for serving as class representative beyond my pro rata share of any recovery, except such reasonable costs and expenses (including lost wages and travel costs) directly related to the representation of the class as ordered or approved by the Court.

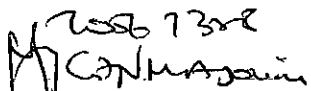
J. W.
A. K. A.

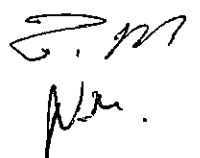
17. The contents of this affidavit, as well as the effect of signing it, have been fully explained to me in my first language, and I understand the contents hereof.


ZWELENDABA MGIDI

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.




COMMISSIONER OF OATHS
Full names: N. Mgidi
Address: MAIN STREET FLAGSTAFF
Capacity: CONSUL





TEB Limited
RSA Reg. No 1902/001680/06

HISTORY RECORD OF SERVICE

Industry No : W0403531
Date of Birth : 1960/01/01
ID Number : 6001018194086
Current Passport :
Issued at :

Surname : MGIDI
Name(s) : ZWELENDABA
Current District - Code : 035
District Description : FLAGSTAFF
District Country : SOUTH AFRICA

Education: PRIMARY SCHOOL EDUCATION
Back History : Not Complete
Right Hand : BO24WUWWWW~MMMO
Left Hand : O~16~WWWWWW~llll

Reg/Date	Office S/N	Year Term/Date	Comp/No	Passport	Reference Book	Client Description	Office Description	Change Date Occupation
2011/09/30	3610	2011	W0403531	T2672376	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	FLAGSTAFF	
2010/07/05	1611	2010	W0403531	T2672376	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	WELKOM DEPOT	
2009/05/04	1611	2009	W0403531	T2672376	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	WELKOM DEPOT	
					CHANGE OF OCCUPATION			2009/05/04
2008/01/14	1611	2008	W0403531	T2672376	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	WELKOM DEPOT	
2008/10/02	1611	2008	W0403531	T2672376	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	WELKOM DEPOT	
2005/06/13	1611	2005	W0403531	T2672376	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	WELKOM DEPOT	
2004/05/17	0280	2004	790060	T2672376	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	TOM HARMONY	
2003/04/14	0280	2003	790060	T2672376	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	TOM HARMONY	
2002/01/21	3610	2002	790060	T2672376	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	FLAGSTAFF	
2000/10/23	3610	2000	790060	T2672376	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	FLAGSTAFF	
1999/03/29	3610	1999	C790060	T2672376	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	FLAGSTAFF	
1997/07/17	3610	1997	765589	T2672376	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	FLAGSTAFF	
1996/05/16	3610	1996	765589	T2672376	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	FLAGSTAFF	
1994/09/15	3610	1994	765589	T2672376	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	FLAGSTAFF	
1993/01/26	3610	1993	765589	T2672376	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	FLAGSTAFF	
1991/12/05	3610	1991	765589	T2672376	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	FLAGSTAFF	
1990/10/19	3610	1990	765589	T2672376	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	FLAGSTAFF	
1989/08/31	3610	1989	765589	T2672376	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	FLAGSTAFF	
1988/06/03	3610	1988	765589	T2672376	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	FLAGSTAFF	
1987/04/15	3610	1987	765589	T2672376	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	FLAGSTAFF	
1986/01/17	3610	1986	765589	T1225051	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	FLAGSTAFF	
1984/10/25	3610	1984	765589	T1225051	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	FLAGSTAFF	
1983/07/19	3610	1983	765589	T1225051	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	FLAGSTAFF	

"ZMI"

Handwritten initials/signature

AFFIDAVIT

I, the undersigned,

MTHOBELI GANGATHA

do hereby make oath and say :

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

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

(1) Mine	(2) Dates	(3) Title/Position
Unisel Mine	1986 – 2001	Timber Boy Loco Driver

3. I attach hereto marked "**MG1**" a copy of my record of service, as captured by TEBA Limited.

4. As a timber boy, my duty was to erect wooden poles in the development tunnels where blasting took place to secure them and prevent them from collapsing. As a

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loco driver, my duties included driving the train that transported the rock and ore after blasting.

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 loading 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 and at the tipping station where rock and ore was loaded into skips to be taken to the surface. The breaking down of larger rock into smaller pieces so that it could fit through the grizzly would create large amounts of dust to which I and my co-workers were exposed.

7. I could frequently see, taste and smell dust underground and, at the end of each shift, my uniform was covered in dust.

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. In 2001, at the age of 37, my employer found me to be medically incapacitated and no longer able to perform my duties underground. As a result, I was retrenched and left work on the mines.

10. In September 2012 I was diagnosed with silicosis. A copy of the medical report confirming this diagnosis is attached marked "MG2". I did not have silicosis prior to working on the gold mines.

11. As a result of having silicosis, I suffer from shortness of breath. I struggle to walk and my chest hurts when I perform physical tasks. It is difficult for me to work to support my family and I am ashamed because I have to depend on other people for assistance.

12. I have accordingly suffered the following damages:

12.1 loss of earnings;

12.2 medical expenses;

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

13. 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.

14. 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.

15. 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.

16. 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. GANGATHA
MTHOBELI GANGATHA

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 Lukwata 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.

~~7128410
A. Blaauw~~

COMMISSIONER OF OATHS

Full names: V. BLAAUW

Address: SAPS

Capacity: Constable

2012 -11- 28
LUSIKISIKI
SOUTH AFRICAN POLICE SERVICE

M.



TEBA Limited
RSA Reg. No 1902/001680/06

HISTORY RECORD OF SERVICE

Industry No : R0749012
Date of Birth : 1964/02/04
ID Number : 6402045912088
Current Passport :
Issued at :

Surname : GANGATHA
Name(s) : MTOBELI
Current District - Code : 066
District Description : LUSIKISIKI
District Country : SOUTH AFRICA

Education: PRIMARY SCHOOL EDUCATION
Back History : Complete
Right Hand : a~17aU~ZIII
Left Hand : I~01~R~09ZZIM

Reg/Date	Office	SIN	Year Term/Date	Comp/No	Passport	Reference Book	Client Description	Office Description	Change Date Occupation
2001/04/17	3615	472	2001 2001/05/16	717924	T3583890	280 - HARMONY	280 - HARMONY	LUSIKISIKI	
1999/10/11	0280	2502	1999 2001/03/12	U717924	T3583890	280 - HARMONY	280 - HARMONY	TOM HARMONY	
1998/05/18	3615	788	1998 1999/09/06	U717924	T3583890	280 - HARMONY	280 - HARMONY	LUSIKISIKI	
1996/06/04	3615	1486	1996 1998/05/17		T3583890	280 - HARMONY	280 - HARMONY	LUSIKISIKI	
1993/10/08	3615	3130	1993 1996/06/03		T3583890	197 - UNISEL	197 - UNISEL	LUSIKISIKI	
1992/08/18	3615	2824	1992 1993/09/03	436194	T3583890	197 - UNISEL	197 - UNISEL	LUSIKISIKI	
1991/04/23	3615	1633	1991 1992/06/05	436194	T3583890	197 - UNISEL	197 - UNISEL	LUSIKISIKI	
1988/07/27	3615	3165	1988 1989/12/01	436194	T3067414	197 - UNISEL	197 - UNISEL	LUSIKISIKI	
1986/07/18	3615	3025	1986 1987/08/25	436194	T1720082	197 - UNISEL	197 - UNISEL	LUSIKISIKI	
1985/04/04	3615	1472	1985 1986/06/19	436194	T1720082	197 - UNISEL	197 - UNISEL	LUSIKISIKI	

"NGI"

M

AFFIDAVIT

I, the undersigned,

LANDILE QEBULA

do hereby make oath and say:

1. I am an adult former gold mineworker residing at Ngxokweni, Libode, 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
Vaal Reefs no 8 Shaft / Great	1978 – 1995	Stope Team Member
Noligwa Gold Mine	2004 – 2010	Machine Operator Mine Assistant Loco Operator

3. I attach hereto marked "LQ1" a copy of my record of service, as captured by TEBA Limited.

4. As a stope team member I had two main responsibilities: to fix the water and ventilation pipes and to pack the wooden pecks used to support the roof prior to

L. Q
u r

blasting. As a machine operator, I operated the drill. As a mine assistant, I prepared the dynamite that was used for the bombing process. After I was diagnosed with silicosis in 2005, I stopped working underground and worked on the the surface of the mine as a loco operator. As a loco operator, I transported mining equipment on the surface of 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 drilling and blasting. When I was a machine operator, I drilled for a period of five hours without breaks, during which I was exposed to large amounts of dust.
6. On a daily basis, I and my co-workers breathed silica dust in the following areas of the mines: the stopes and tunnels where blasting and drilling took place.
7. I was never provided with a mask or emergency respiratory equipment.
8. The rock and ore that was created after blasting was scraped away. I would then operate the drill to create holes for the next blast. Large amounts of dust were created during the drilling process. I saw, tasted and smelled dust underground for all the positions I held. I saw dust in the air, on my clothing, on my face, in my hair, on the ground, and on the equipment.

L. Q
L. n

9. My former employer informed me that there was silica dust underground and that it was therefore necessary for the workspace to be watered down. In addition, I was told to cover my face with my clothing when there was a large amount of dust underground. My former employer did not, however, ever inform me of the actual risks of the exposure to the silica dust and that it could cause me to develop silicosis.

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 was certified to be suffering from silicosis by the Medical Bureau for Occupational Diseases (MBOD) in 1995. I did not have silicosis prior to working on the gold mines.

12. In 2010, my employer found that I was suffering from an occupational lung disease and that I was unfit for strenuous work. Attached marked "LQ2" is a copy of the document I received from my former employer confirming its finding in this regard. As a result of this finding, my employment was terminated on medical grounds. I attach the letter from my former employer confirming this marked "LQ3".

L. Q
L. Q

13. I often suffer from shortness of breath, chest pains, chronic coughing, and difficulty walking. I first experienced these conditions in 1995, prior to my diagnosis. Since I left the mine, I have found it extremely difficult to be outside when it is cold, as my chest pains are worse when it is cold. I find it difficult to perform everyday tasks, such as farming or tending to my livestock, as I get out of breath very easily.

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

L. P.
L. P.


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.

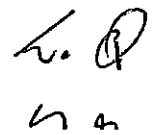
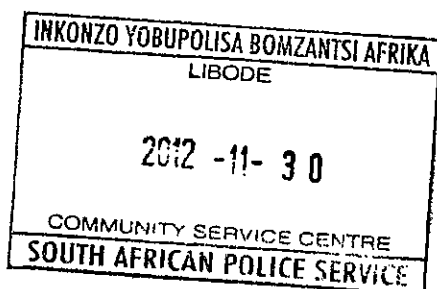


LANDILE QEBULA

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 Libode on this the 30 day of 11 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: F. M. Qebula
Address: Box 1114
Capacity: Const





TEBA Limited
RSA Reg. No 1902/001680/06

HISTORY RECORD OF SERVICE

Industry No : K0542339
Date of Birth : 1963/12/12
ID Number : 6312126290082
Current Passport :
Issued at :

Surname : QEBULA
Name(s) : LANDILE
Current District - Code : 081
District Description : NQGELENI
District Country : SOUTH AFRICA

Education: PRIMARY SCHOOL EDUCATION
Back History : Complete
Right Hand : O-01~R~09OMMO
Left Hand : O-01~U~01OMOO

Reg/Date	Office S/N	Year Term/Date	Comp/No	Passport	Reference Book	Client Description	Office Description	Change Date	Occupation
2010/04/19	6150 1761	2010	BA740209	T3400256	P69	- ANGLOGOLD ASHANTI LTD	KLERKSDORP		
2009/02/16	6150 1997	2009 2010/03/19	BA740209	T3400256	P69	- ANGLOGOLD ASHANTI LTD	KLERKSDORP		
CHANGE OF OCCUPATION									
2008/03/03	6150 2657	2008 2009/02/16	BA740209	T3400256	P69	- ANGLOGOLD ASHANTI LTD	KLERKSDORP	2009/02/16	LOCO OPERATOR
2007/07/06	6150 6882	2007 2008/03/03	BA740209	T3400256	P69	- ANGLOGOLD ASHANTI LTD	KLERKSDORP		
2006/03/13	6150 3144	2006 2007/07/06	BA740209	T3400256	P69	- ANGLOGOLD ASHANTI LTD	KLERKSDORP		
2005/02/21	6150 2516	2005 2006/02/11	BA740209	T3400256	P69	- ANGLOGOLD ASHANTI LTD	KLERKSDORP		
2004/05/03	6150 1953	2004 2005/02/20	BA740209	T3400256	P69	- ANGLOGOLD ASHANTI LTD	KLERKSDORP		
1994/01/04	3903 55	1994 1995/01/03	BA740209	T3400256	200	- VAAL RIVER OPERATIONS	LIBODE		
1992/08/11	3903 2516	1992 1994/01/03	BA740209	T3400256	200	- VAAL RIVER OPERATIONS	LIBODE		
1991/10/18	3903 3580	1991 1992/08/10	BA740209	T3400256	200	- VAAL RIVER OPERATIONS	LIBODE		
1989/08/23	3903 3908	1989 1990/08/22		T2049011	200	- VAAL RIVER OPERATIONS	LIBODE		
1988/06/03	3903 1728	1988 1989/06/02		T2049011	200	- VAAL RIVER OPERATIONS	LIBODE		
1986/09/10	3903 2727	1986 1987/09/09		T2049011	200	- VAAL RIVER OPERATIONS	LIBODE		
1984/11/28	3903 6204	1984 1985/11/27		T2049011	200	- VAAL RIVER OPERATIONS	LIBODE		
1984/01/05	3903 78	1984 1984/11/27		T0848152	200	- VAAL RIVER OPERATIONS	LIBODE		
1982/07/08	3903 3194	1982 1983/07/07		T0848152	200	- VAAL RIVER OPERATIONS	LIBODE		
1980/02/07	3903 627	1980 1981/02/05	BA740209	0981811	200	- VAAL RIVER OPERATIONS	LIBODE		
1978/08/31	3903 2407	1978 1979/12/14	BA740209	0981811	200	- VAAL RIVER OPERATIONS	LIBODE		

"LQ1"

L. Q

5 n

AFFIDAVIT

I, the undersigned,

PHUMELELO SOLITASI SIYOCOLO

do hereby make oath and say :

1. I am an adult former gold mineworker residing at Ntlenzi Administrative Area, Flagstaff.

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
Vaal Reefs Mine	1977 – 2008	Timber Boy Winch Driver Machine Operator

3. I attach hereto marked "PSS1" a copy of my record of service, as captured by TEBA Limited.

4. As a timber boy, my duty was to erect wooden poles in the tunnels where blasting took place to prevent the walls from collapsing and from rock falling on to

P.S.S

the drillers. As a winch driver, my duties included manually operating the winch to pull the blasted rock and ore to the tipping point. As a machine operator, I operated various machinery used in the gold mining process, including the drilling machines.

5. During my time working at Vaal Reefs, 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, loading and crushing of ore and rock.
6. On a daily basis, I and my co-workers breathed silica dust in the worksites underground, particularly in the tunnels where blasting took place, and at tipping stations, where large rocks had to be blasted into smaller pieces. I could frequently see and smell dust underground and, at the end of each shift, my uniform was covered in 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. In 2008, my former employer found that I was suffering from an occupational lung disease. Attached marked "PSS2" is a copy of this finding. Thereafter, I was

certified to be suffering from silicosis by the Medical Bureau for Occupational Diseases (MBOD) (see the attached copy of the MBOD certificate marked "PSS3"). As a result of this diagnosis, I was retrenched. I was 50 years old at the time. I did not have silicosis prior to working on the gold mines.

9. As a result of having silicosis, I am no longer able to work to support my family. I am physically weak, I have constant chest pains and I struggle to walk even short distances. I feel isolated from my community as I am no longer able to participate in community activities. My former employer advised me that silicosis is incurable. When my employment was terminated on medical grounds, I was literally sent home to die.

10. 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.

11. 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

P, S, S
N.m.

to obtain the largest recovery for the class consistent with good faith and sound judgment.

12. 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.

13. 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.

14. 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.


PHUMELELO SOLITASI SIYOCOLO

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 FLAT STAFF on this the 28 day of NOVEMBER 2012, and that the Regulations contained in Government Notice

P. S. S
1/11/12

R.1258 of 21 July 1972, as amended, have been complied with.

SOUTH AFRICAN POLICE SERVICE HUMAN RESOURCE MANAGEMENT
2012 -11- 28
FLAGSTAFF EASTERN CAPE

70567328
M. C. N. MASON
COMMISSIONER OF OATHS
Full names: N. MASON
Address: MAIN STREET
Capacity: CONSTABLES

P.S.S
N.M



TEBA Limited

RSA Reg. No 1902/001680/06

HISTORY RECORD OF SERVICE

Industry No : K0405002

Date of Birth : 1958/06/24

ID Number : 580624600082

Current Passport :

Issued at :

Surname : SIYOCOLO

Name(s) : PHUMELELE SOLITASI

Current District - Code : 035

District Description : FLAGSTAFF

District Country : SOUTH AFRICA

Education: PRIMARY SCHOOL EDUCATION

Back History : Complete

Right Hand : AO28WW~WW~MXOO

Left Hand : S~12~W~WW~OXIM

Reg/Date	Office S/N	Year Term/Date	Comp/No	Passport	Reference Book	Client Description	Office Description	Change Date Occupation
2007/08/06	6150 8062	2007 2008/05/27	BB593621	T0680553	P69 - ANGLOGOLD	ASHANTI LTD	KLERKSDORP	
2006/08/21	6150 9102	2006 2007/07/02	BB593621	T0680553	P69 - ANGLOGOLD	ASHANTI LTD	KLERKSDORP	
2005/07/25	6150 7843	2005 2006/07/20	BB593621	T0680553	P69 - ANGLOGOLD	ASHANTI LTD	KLERKSDORP	
2004/10/13	6150 7996	2004 2005/07/24	BB593621	T0680553	P69 - ANGLOGOLD	ASHANTI LTD	KLERKSDORP	
1998/01/06	3610 80	1998 2004/10/12	BB593621	T0680553	200 - VAAL RIVER	OPERATIONS	FLAGSTAFF	
1995/01/31	6150 573	1995 1998/01/05		T0680553	200 - VAAL RIVER	OPERATIONS	KLERKSDORP	
1986/09/08	3610 3538	1986 1987/08/29	BB593621	T0680553	200 - VAAL RIVER	OPERATIONS	FLAGSTAFF	
1985/06/05	3610 2498	1985 1986/09/07		T0680553	200 - VAAL RIVER	OPERATIONS	FLAGSTAFF	
1985/02/27	3610 968	1985 1985/04/26	BB593621	T0680553	200 - VAAL RIVER	OPERATIONS	FLAGSTAFF	
1983/10/26	3610 3662	1983 1985/02/26		T0680553	200 - VAAL RIVER	OPERATIONS	FLAGSTAFF	
1982/05/03	3610 1690	1982 1983/10/25		T0680553	200 - VAAL RIVER	OPERATIONS	FLAGSTAFF	
1980/08/13	3610 1794	1980 1981/08/12		T0257579	200 - VAAL RIVER	OPERATIONS	FLAGSTAFF	
1978/12/01	3610 1989	1978 1979/11/30		T0257579	200 - VAAL RIVER	OPERATIONS	FLAGSTAFF	
1977/03/10	3610 3116	1977 1978/03/09		T0257579	200 - VAAL RIVER	OPERATIONS	FLAGSTAFF	

P.S.S
XIM

"PSSI"

AFFIDAVIT

I, the undersigned,

TEKEZA JOSEPH MDUKISA

do hereby make oath and say :

1. I am an adult former gold mineworker residing at Madiba 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 Deep Levels (No. 2)	1970 - 1998	Transporter Pipe Layer Team Member Machine Operator Loco Driver Loco Team Deader Construction Team Leader

3. I attach hereto marked "TJM1" a copy of my record of service, as captured by TEBA Limited.

T. J. M
NM

4. As a transporter, my duties included unpacking the support beams that would be transported by the locos. As a pipe layer, I would install the pipes that carried water for watering the walls underground and for drinking. As a team member, I would place the supports under the rock to prevent a collapse. As a machine operator, I operated the boring machine. As a loco driver I transported people, rocks, pipes, and all the equipment that was used underground. As a loco team leader, I would instruct the loco drivers on how to operate the locos. As a construction team leader, I continued to give instructions to the loco and loader drivers and I was responsible for the safety of all the drivers. As a team leader, I would also change the air filters in the ventilation system underground.

5. During my time working at Western Deep Levels, 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, loading and transporting rock and ore. The highest concentration of dust would be released when the loader was unpacked. There was more dust in the mines during the night shift because the dust would remain in the air underground at the end of the day shift. It was more difficult to work the night shift because of the higher dust levels in the work site, but we had no choice, as we had to work the shifts that were assigned to us.

T. J. 1
Nem

6. On a daily basis, I and my co-workers breathed silica dust in the following areas of the mines: in the tipper after clearing blockages, areas where compressed air was used, and around the ventilation shaft when the filters were changed.
7. I was trained to use an emergency respiratory pack a few months before I was retrenched by my former employer. While we were trained to use the emergency respiratory packs, we were not always given one. If we were given a respiratory pack, it was only to be used in emergencies when the airflow was cut-off.
8. It would take me up to 45 minutes to walk to my worksite underground. During the walk, I noticed that the tunnels were full of dust to which I was exposed. Water was used to control the dust levels underground, but it was merely a temporary measure of control in that, after spraying the worksite with water, the dust would soon return. There was no way to avoid the dust underground. When I changed the air filters, I would inhale large quantities of dust. The dust would accumulate on my face, nose, eyebrows, and my clothes.
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 1998 I was diagnosed with pneumoconiosis by the doctor who examined me whilst working on the mine (a copy of the medical examination report is attached marked "TJM2"). I was retrenched by my former employer because I was no longer capable of performing my normal duties underground. I was 49 years old when I was retrenched.
11. In January 2001, I received compensation from the Compensation Commissioner for Occupational Diseases (CCOD). Attached marked "TJM3" is the certificate received from the CCOD confirming that I had been certified to be suffering from "an occupational lung disease in the first degree". I did not know which occupational disease I was suffering from.
12. I was diagnosed with silicosis in June 2012. I attach hereto the medical report confirming this diagnosis marked "TJM4". When I first began working underground on the gold mines, I was in good physical condition. I did not have silicosis prior to working on the gold mines.
13. I have trouble breathing, walking long distances, and performing any manual labour. I am generally unfit. I try to support my family, but I am now incapable of providing them with an adequate income for basic supplies, such as food, schooling, and clothes. I have to limit the time I spend working in my backyard farm because of the condition of my lungs; I can work around thirty minutes at

TJM
2012

most. I have trouble breathing when I try to sleep, so I do not get the amount of rest that I should.

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.

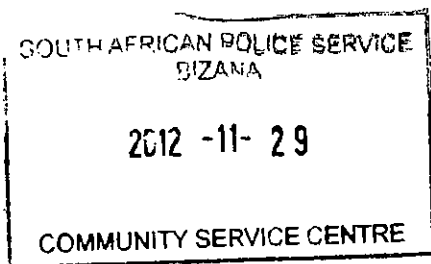
17. I will not accept any payment for serving as class representative beyond my pro rata share of any recovery, except such reasonable costs and expenses

(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.

TEKEZA Mdukisa
TEKEZA JOSEPH MDUKISA

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.



Alm 20533926
COMMISSIONER OF OATHS
Full names: NOBHA ITALY MADIKIZELA
Address: P/BAG X 530, BIZANA
Capacity: CSC 20533926



TEBA Limited

RSA Reg. No 1902/001680/06

HISTORY RECORD OF SERVICE

Industry No : C0909799

Date of Birth : 1949/01/01

ID Number :

Current Passport :

Issued at :

Surname : MDUKISA

Name(s) : JOSEPH

Current District - Code : 010

District Description : BIZANA

District Country : SOUTH AFRICA

Education: CERTIFICATE

Back History : Complete

Right Hand : A~O19WR~W~09MMOI

Left Hand : O~11~W~W~OMIO

Reg/Date	Office S/N	Year Term/Date	Comp/No	Passport	Reference Book	Client Description	Office Description	Change Date Occupation
1997/04/04	3605 949	1997 1998/01/13	AG300934	T3178190	238 - WESTERN DEEP LEVELS	238 - WESTERN DEEP LEVELS	BIZANA	
1996/01/19	3605 405	1996 1997/04/03	AG30934	T3178190	238 - WESTERN DEEP LEVELS	238 - WESTERN DEEP LEVELS	BIZANA	
1994/10/27	3605 3650	1994 1996/01/18	AG30934	T3178190	238 - WESTERN DEEP LEVELS	238 - WESTERN DEEP LEVELS	BIZANA	
1993/07/29	3605 2926	1993 1994/10/26	AG300934	T3178190	238 - WESTERN DEEP LEVELS	238 - WESTERN DEEP LEVELS	BIZANA	
1992/04/30	3605 1853	1992 1993/07/28	AG300934	T3178190	238 - WESTERN DEEP LEVELS	238 - WESTERN DEEP LEVELS	BIZANA	
1991/04/18	3605 1850	1991 1992/04/29		T3178190	238 - WESTERN DEEP LEVELS	238 - WESTERN DEEP LEVELS	BIZANA	
1990/06/08	3605 2833	1990 1991/04/17		T3178190	238 - WESTERN DEEP LEVELS	238 - WESTERN DEEP LEVELS	BIZANA	
1990/01/10	3605 222	1990 1990/06/07		T1832619	238 - WESTERN DEEP LEVELS	238 - WESTERN DEEP LEVELS	BIZANA	
1988/10/07	3605 4688	1988 1990/01/09		T1832619	238 - WESTERN DEEP LEVELS	238 - WESTERN DEEP LEVELS	BIZANA	
1988/01/12	3605 190	1988 1988/10/06		T1832619	238 - WESTERN DEEP LEVELS	238 - WESTERN DEEP LEVELS	BIZANA	
1986/08/15	3605 4044	1986 1988/01/11		T1832619	238 - WESTERN DEEP LEVELS	238 - WESTERN DEEP LEVELS	BIZANA	
1985/04/04	3605 1831	1985 1986/02/05	AG300934	T1832619	238 - WESTERN DEEP LEVELS	238 - WESTERN DEEP LEVELS	BIZANA	
1983/12/23	4372 2332	1983 1984/12/21		T1832619	238 - WESTERN DEEP LEVELS	238 - WESTERN DEEP LEVELS	UMZIMKULU	
1982/01/27	3605 583	1982 1983/01/26		T0001029	238 - WESTERN DEEP LEVELS	238 - WESTERN DEEP LEVELS	BIZANA	
1981/03/25	3605 1549	1981 1982/01/26		T0001029	238 - WESTERN DEEP LEVELS	238 - WESTERN DEEP LEVELS	BIZANA	
1978/04/20	3605 6540	1978 1979/04/19		T0001029	238 - WESTERN DEEP LEVELS	238 - WESTERN DEEP LEVELS	BIZANA	
1976/11/04	3605 5171	1976 1977/11/03		4735672	238 - WESTERN DEEP LEVELS	238 - WESTERN DEEP LEVELS	BIZANA	
1975/06/11	3605 3197	1975 1976/06/09		4735672	238 - WESTERN DEEP LEVELS	238 - WESTERN DEEP LEVELS	BIZANA	
1973/05/24	3605 2782	1973 1974/05/23		4735672	238 - WESTERN DEEP LEVELS	238 - WESTERN DEEP LEVELS	BIZANA	
1971/09/22	3605 3167	1971 1972/09/20		4735672	238 - WESTERN DEEP LEVELS	238 - WESTERN DEEP LEVELS	BIZANA	
1970/01/15	3605 75	1970 1971/01/14		4735672	238 - WESTERN DEEP LEVELS	238 - WESTERN DEEP LEVELS	BIZANA	

"TJM"

TJM

"TJM4"



Structured medical report on
silicosis screening
using ILO-style reporting

Dr Jim teWaterNaude

MBCbB (UCT), MPhil MCH (UCT), FCPHM (SA)

Public Health Medicine Specialist

104 Library Sq, Wilderness Rd, Claremont, 7708, South Africa

jimtewn@mweb.co.za, Telephone +27 21 671 3084

Person screened	
SURNAME, First names	MDUKISA, Tekeza Joseph
ID No., ~Age in years	4901185599087, 63
CXR date	2012/04/17
Date Read, Readers	2012/05/09, Prof H Goodman & Prof R Ehrlich
LFT date	2012/06/13
Date Read, Reader	2012/06/13, Dr JM teWaterNaude
Dust exposure	Goldmining, 30 years from 1970
Smoking history	Current smoker, from 'young age' ~16 pack years
Chest Radiograph	
CXR quality (1=good, 4=redo)	Fair
Parenchymal signs	YES
Small opacities	Yes
Technical description	q/r , 1/2 , 3 zones = LU RM LM
Large opacities	No
Pleural signs	NO
Description of any other abnormalities	Atherosclerotic aorta
No. of TB affected zones	0
Spirogram	
LFT Quality (1=good, 4=redo)	Poor, but readable
EGCS: FVC%, FEV1% ratio	118, 90, 58
Interpretation, Degree	Obstructive, Moderate
Screening diagnosis	Silicosis in 3 lung zones with moderate obstructive lung function impairment
For the doctor	This man has silicosis and needs regular screening. He should apply for compensation. His management is complex. Knowing his HIV status informs prophylaxis and treatments (e.g. INH, CTX, ARVs), self-referral thresholds, and TB screening intervals
For the patient	<ol style="list-style-type: none"> Please take this letter to your usual doctor to discuss Please see your doctor if <ul style="list-style-type: none"> You have a cough for more than 2 weeks You are losing weight You have an infection that will not clear You should not smoke or be exposed to smoke.

Reported by:

Dr Jim teWaterNaude

Dr Jim teWaterNaude

18 June 2012

TJM
NM

AFFIDAVIT

I, the undersigned,

MICHAEL LITABE LITABE

do hereby make oath and say :

1. I am an adult former gold mineworker residing at Ha Motemekoane, 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
Western Deep Levels	1975 – 2003	Pipe Attendant Stope Team Member Winch Driver Stope Team Leader

3. I attach hereto marked "ML1" a copy of my record of service, as captured by TEBA Limited.

4. As a pipe attendant, my duties included installing new pipes and fixing the old pipes that carried water and pressurized air for drilling. As a stope team

J. M. L.

member, my duties included placing and removing the timber supports in the stopes. As a winch driver, my duties included manually operating the winch to pull the blasted rock and ore to the tipping point. As a stope team leader, my duties included marking the places where supports needed to be placed in the stopes.

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 loading rock. I often worked the afternoon shift, right after blasting took place underground. When I arrived at my work station it would be full of dust and I could smell the blasting fumes.
6. On a daily basis, I and my co-workers breathed silica dust in the following areas of the mines: in the shaft, in the tunnels, and in the stope sites where blasting took place.
7. I did not start receiving a respiratory mask to cover my face until 1980. It was compulsory to wear the masks after that point. We were only given new masks when our old ones had been worn down, not at any specific interval. I never received an emergency respiratory pack.

J. M C C

8. I often saw dust coming from the levels working above us. The dust came from the tipping point where all the rock and ore was being dumped into the locos for transport. At the end of my shift my uniform, face and hair were always covered in dust. I could also taste and smell the dust underground. After blasting, even if we waited for a longer period than usual before going back underground, there was always dust at our work site.

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 left work on the mines in 2003 as I was ill and I was no longer able to work underground. I was 53 years old.

11. I was diagnosed with silico-tuberculosis in May 2012. I attach hereto the medical report confirming this diagnosis marked "ML2". I did not have silicosis prior to working in the gold mines.

12. I did receive an exit medical examination when I left the mine, but I never received any medical records or reports relating to the examination. I was informed of my rights under the Occupational Diseases in Mines and Works Act (ODIMWA) when I was sent home, but I was not informed that I could have a

J. M. C. C.

medical examination every two years at the expense of the South African state. I only found out I that I have silicosis went I was sent for medical screening by my attorney, Richard Spoor Attorneys.

13. As a result of having silico-tuberculosis, I make a wheezing sound in the morning when I try to breathe, and this is accompanied by sharp pains in my chest. I experience shortness of breath whenever I walk uphill, long distances or when I walk quickly. I can no longer run or do anything that requires a normal amount of strength.

14. Due to my lung condition, I am unable to work. I do not receive a pension and my only income is from the few crops I am able to grow and sell each month. I have four dependants, including my wife, my daughter, and my two grandchildren. I am no longer able to help with the farming activities on which my family relies to survive; instead my family must ask others in the community to help. We only have access to the very old farming equipment that is very heavy and I no longer have the strength to use that equipment.

15. I have accordingly suffered the following damages:

15.1 loss of earnings;

15.2 medical expenses;

J. Mcc

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 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.


J. m c c

LITABE LITABE

MICHAEL LITABE LITABE

PASSPORT NO. RB350526

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 2018 and that the Regulations contained in Government Notice R.1258 of 21 July 1972, as amended, have been complied with.

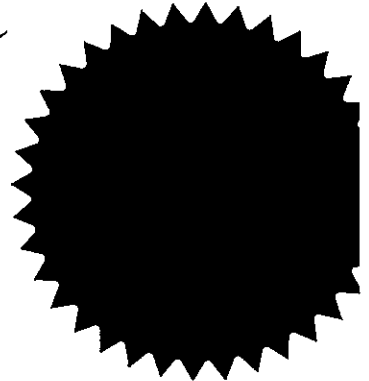


COMMISSIONER OF OATHS

Full names: KOLISANG MOCHESANE LEPHOLISA

Address: 397 HILTON ROAD MASERU

Capacity: NOTARY PUBLIC



J. mee



TEBA Limited

RSA Reg. No 1902/001680/06

HISTORY RECORD OF SERVICE

Industry No : C0231551

Date of Birth : 1953/01/01

ID Number :

Current Passport : RA068775

Issued at : LESOTHO

Surname : LITABE

Name(s) : MICHAEL LITABE

Current District - Code : 515

District Description : MASERU

District Country : LESOTHO

Education: PRIMARY SCHOOL EDUCATION

Back History : Complete

Right Hand : Z-07~RWW~09IMOI

Left Hand : a~13aWW~17MOMI

Reg/Date	Office S/N	Year Term/Date	Comp/No	Passport	Reference Book	Client Description	Office Description	Change Date	Occupation
2003/04/29	1316	5709	2003	AG079707	K0180394	238 - WESTERN DEEP LEVELS	MASERU		
2002/07/18	1316	9316	2002	AG079707	K0180394	238 - WESTERN DEEP LEVELS	MASERU		
2001/03/28	1316	3724	2001	AG079707	K0180394	238 - WESTERN DEEP LEVELS	MASERU		
2000/04/10	1316	4386	2000	AG079707	K0180394	238 - WESTERN DEEP LEVELS	MASERU		
1998/06/12	1316	8259	1998	AG079707	K0180394	238 - WESTERN DEEP LEVELS	MASERU		
1997/04/24	1316	7801	1997	AG079707	K0180394	238 - WESTERN DEEP LEVELS	MASERU		
1996/04/25	1316	7742	1996	AG079707	K0180394	238 - WESTERN DEEP LEVELS	MASERU		
1993/10/21	1316	19040	1993	AG079707	K0180394	238 - WESTERN DEEP LEVELS	MASERU		
1992/07/28	1316	13622	1992	AG079707	K0180394	238 - WESTERN DEEP LEVELS	MASERU		
1991/05/14	1316	8905	1991	AG079707	K0180394	238 - WESTERN DEEP LEVELS	MASERU		
1988/11/17	1316	20329	1988	AG079707	K0180394	238 - WESTERN DEEP LEVELS	MASERU		
1987/05/15	1316	8939	1987	AG079707	F002315	238 - WESTERN DEEP LEVELS	MASERU		
1985/12/06	1316	17389	1985	AG079707	F002315	238 - WESTERN DEEP LEVELS	MASERU		
1984/08/02	1316	9594	1984	AG079707	F002315	238 - WESTERN DEEP LEVELS	MASERU		
1983/04/26	1316	5113	1983	AG079707	F002315	238 - WESTERN DEEP LEVELS	MASERU		
1981/10/31	1316	952	1981	AG079707	F002315	238 - WESTERN DEEP LEVELS	MASERU		
1980/10/23	1316	11654	1980	AG079707	F0002315	238 - WESTERN DEEP LEVELS	MASERU		
1978/05/10	1316	6468	1978	AG079707	C045856	238 - WESTERN DEEP LEVELS	MASERU		
1976/10/12	1316	16971	1976	AG079707	C045856	238 - WESTERN DEEP LEVELS	MASERU		
1975/06/06	1316	12084	1975	AG079707	C045856	238 - WESTERN DEEP LEVELS	MASERU		

"MLI"

MLI

AFFIDAVIT

I, the undersigned,

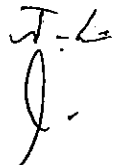
JOSEPH LEBONE

do hereby make oath and say :

1. I am an adult former gold mineworker residing at Mohale's Hoek, 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
President Brand Mine	1972 – 1973	Stope Team
President Steyn Mine	1974 – 1997	Winch Driver
Free Gold (Bambanani) Mine	1998 - 2006	Loco Driver Loader Driver

3. I attach hereto marked "JL1" a copy of my record of service, as captured by TEBA Limited.
4. As a member of the stope team, my duty was to secure the walls of the tunnels so that they did not collapse during blasting. As a winch driver, my duty was to load the rock and ore into the loco carriages for it to be taken to the surface. As a

J-L


loco driver, I was responsible for pulling the container full of rock and ore and tipping its contents into the skip, for it to be taken to the surface of the mine. As a loader driver, I would load the rock and ore into the loco carriages.

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 where the blasting took place, as well as in the areas where the rock and ore was loaded into the loco carriages to be taken to the surface.
7. I was given a respiratory mask to wear while I worked underground, but it was not replaced very often. When I reported to my supervisor that I needed a new mask, I would have to wait before a new mask was issued to me.
8. I could see taste and smell dust while I worked underground. Working in a dusty environment underground was the norm. After completing each shift underground, my uniform was covered in dust.

J.L.

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 2004, I was certified to be suffering from silicosis by the Medical Bureau for Occupational Diseases (MBOD). As a result of having silicosis, my former employer found that I was no longer able to perform my duties underground and I was retrenched. I was 54 years old. I did not have silicosis prior to working on the gold mines. My silicosis diagnosis has been confirmed by the medical examination I had in September 2012. I attach hereto the medical report confirming this diagnosis marked "JL2".

11. As a result of having silicosis, I am no longer able to perform any type of work to support my wife and two grandchildren. Due to my ill health, I am physically weak and I am no longer able to help with lifting and moving heavy things around the house, nor am I able to be involved in day-to-day community activities.

12. I have accordingly suffered the following damages:

12.1 loss of earnings;

12.2 medical expenses;

J. L.
J.

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

13. 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.

14. 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.

15. 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.

16. 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.

J. L.
J.

Joseph Lebone
JOSEPH LEBONE

PASSPORT NO. RA 138625

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.

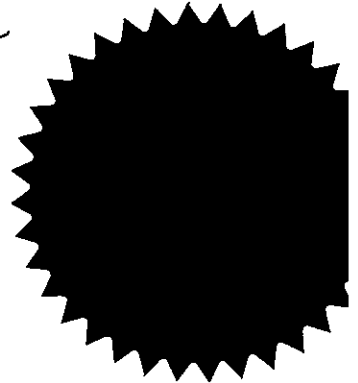
K. Mochesane

COMMISSIONER OF OATHS

Full names: KOLISANG MOCHESANE LEPTHOLISA

Address: 397 HILTON ROAD MASERU

Capacity: NOTARY PUBLIC



J. L. J.



TEBA Limited

RSA Reg. No 1902/001880/06

HISTORY RECORD OF SERVICE

Industry No : R0679705

Date of Birth : 1951/01/07

ID Number :

Current Passport : RA138625

Issued at : LESOTHO

Surname : LEBONE

Name(s) : JOSEPH

Current District - Code : 518

District Description : MOHALESHOEK

District Country : LESOTHO

Education: PRIMARY SCHOOL EDUCATION

Back History : Complete

Right Hand : J-15-A-~MMZ

Left Hand : a-01aA-~32-~MMM

Reg/Date	Office S/N	Year Term/Date	Comp/No	Passport	Reference Book	Client Description	Office Description	Change Date Occupation
2006/02/23	1320	2006 2006/06/08	AR0679705	5101010000	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	MOHALESHOEK	
2005/01/05	1320	2005 2006/02/23	BB189626	5101010000	F90 - HARMONY GOLD GROUP	F90 - HARMONY GOLD GROUP	MOHALESHOEK	
2003/11/26	1320	2003 2004/11/24	BB189626	RA138625	P30 - FREE GOLD (BAMBANANI)	P30 - FREE GOLD (BAMBANANI)	MOHALESHOEK	
2002/11/30	1320	2002 2003/11/11	BB189626	RA138625	P30 - FREE GOLD (BAMBANANI)	P30 - FREE GOLD (BAMBANANI)	MOHALESHOEK	
2001/11/16	1320	2001 2002/11/15	BB189626	RA138625	P30 - FREE GOLD (BAMBANANI)	P30 - FREE GOLD (BAMBANANI)	MOHALESHOEK	
2000/11/23	1320	2000 2001/10/29	BB189626	L073763	P30 - FREE GOLD (BAMBANANI)	P30 - FREE GOLD (BAMBANANI)	MOHALESHOEK	
1999/11/25	1320	1999 2000/11/08	BB189626	L073763	P30 - FREE GOLD (BAMBANANI)	P30 - FREE GOLD (BAMBANANI)	MOHALESHOEK	
1998/11/25	1320	1998 1999/11/24	BB189626	L073763	P30 - FREE GOLD (BAMBANANI)	P30 - FREE GOLD (BAMBANANI)	MOHALESHOEK	
1996/10/29	1320	1996 1997/10/28	BB189626	G0000855	305 - PRESIDENT STEYN MINE	305 - PRESIDENT STEYN MINE	MOHALESHOEK	
1995/09/27	1320	1995 1996/09/25	BB189626	G0000855	305 - PRESIDENT STEYN MINE	305 - PRESIDENT STEYN MINE	MOHALESHOEK	
1994/09/07	1320	1994 1995/09/06	BB189626	G0000855	305 - PRESIDENT STEYN MINE	305 - PRESIDENT STEYN MINE	MOHALESHOEK	
1993/09/02	1320	1993 1994/09/01	BB189626	G0000855	305 - PRESIDENT STEYN MINE	305 - PRESIDENT STEYN MINE	MOHALESHOEK	
1992/07/16	1320	1992 1993/07/15	BB189626	G0000855	305 - PRESIDENT STEYN MINE	305 - PRESIDENT STEYN MINE	MOHALESHOEK	
1991/06/06	1320	1991 1992/06/04		G0000855	305 - PRESIDENT STEYN MINE	305 - PRESIDENT STEYN MINE	MOHALESHOEK	
1990/03/30	1320	1990 1991/03/29		G0000855	305 - PRESIDENT STEYN MINE	305 - PRESIDENT STEYN MINE	MOHALESHOEK	
1989/01/04	1320	1988 1990/01/03		G0000855	305 - PRESIDENT STEYN MINE	305 - PRESIDENT STEYN MINE	MOHALESHOEK	
1987/09/08	1320	1987 1988/09/06		G0000855	305 - PRESIDENT STEYN MINE	305 - PRESIDENT STEYN MINE	MOHALESHOEK	
1986/05/07	1320	1986 1987/05/06		G0000855	305 - PRESIDENT STEYN MINE	305 - PRESIDENT STEYN MINE	MOHALESHOEK	
1985/02/06	1320	1985 1986/02/05		G0000855	305 - PRESIDENT STEYN MINE	305 - PRESIDENT STEYN MINE	MOHALESHOEK	
1982/11/22	1320	1982 1983/11/21		G0000855	305 - PRESIDENT STEYN MINE	305 - PRESIDENT STEYN MINE	MOHALESHOEK	
1979/01/08	1320	1979 1980/01/07		B0098332	305 - PRESIDENT STEYN MINE	305 - PRESIDENT STEYN MINE	MOHALESHOEK	
1977/07/07	1320	1977 1978/07/06		B0098332	305 - PRESIDENT STEYN MINE	305 - PRESIDENT STEYN MINE	MOHALESHOEK	
1976/04/08	1312	1976 1977/04/07		B0098332	305 - PRESIDENT STEYN MINE	305 - PRESIDENT STEYN MINE	MAFETENG	
1974/08/10	1312	1974 1975/08/09		B0098332	305 - PRESIDENT STEYN MINE	305 - PRESIDENT STEYN MINE	MAFETENG	
1972/11/08	1312	1972 1973/11/07		B0098332	300 - PRESIDENT BRAND MINE	300 - PRESIDENT BRAND MINE	MAFETENG	
					CHANGE OF OCCUPATION			1972/02/05 STOPER

J.L.

"JL"