

FAO; The International Springer

8th May 2023

Hi Smon

Re: Information and evidence related to the campaign of Wouter de Swardt, consortium members and SAPS from 2021 to the present day. In particular their extensive criminal behavior, private versus public agenda

I hope you are well. I am glad you guys found the first batch of information helpful. I appreciate there is an enormous amount to work through.

Like last time, I have attached a separate document with detailed answers to each of the questions. And we have put a link under each to the specific folders that hold the evidence to back up the answer. Including documents, photos, videos, recordings, statements. I have been careful not to make any statement we cannot back up. This letter represents an overall summary. Apologies for the typos, grammar, and length It turned out to be much longer than intended. So, time was limited in being able to tidy the information.

The two documents below are very important and add to the overall picture. The first being a factual assessment of the illegal methods and the fabricated "evidence" WDS presents as fact.

The second are examples of the extremely unhealthy relationship between WDS, some SAPS officers and his clients. Which has ensured a situation where they can commit a whole series of very serious crimes with no consequences and we are left unable to even report a crime, let alone expect such a report to be dealt with.

- Analysis of evidence and submissions by Wouter De Swardt And SAPS
<https://drive.google.com/file/d/1HMHx6x1fS1rHRTTrXrXpiaxITVXpMBs1v/view?usp=drivesdkmade>
- Examples of SAPS corruption
<https://drive.google.com/file/d/1HM aQTRINpU66vV0Q44qmd4gXvFmcY9B/view?usp=drivesdknot>

USE OF THE MEDIA, NEWSPAPERS, ONLINE NEWS, SOCIAL MEDIA

WDS and his clients have made very effective use of the internet and news media to create content and stories in their attempts to build a false picture of either a scam or some dodgy enterprise. Thereby enabling them to hide behind and use this to advance their goals. They have dominated the narrative and pre planned media coverage well before each move took place. Every story you see has been authored by the same people and are false. These same people then seek to point to or rely on the stories as if they are fact and as if they had nothing to do with them. Using them to motivate SAPS, journalist, gestic, prosecution etc.

<u>MONTH</u>	<u>ITEM</u>	<u>AUTHOR</u>
July	Fake Instagram profile Llandundo_Legend to mimic Llandudnolegend	Peter Van Wyk, Paula Disberry
July	Fake Instagram profile LA_COLLECTION_PRESTIGE to mimic LACOLLECTIONPRESTIGE	Peter Van Wyk, Paula Disberry
August	News24 article. Subject matters, Scams, illegal villa rentals etc	Wouter de Swardt
August	Netwek24 article. Subject matters, Scams, illegal villa rentals etc	Wouter de Swardt

August	News24 article	Wouter de Swardt & Inga Broad
September	Instagram attacks on and inclusion of Mario Boffa	Peter Van Wyk, Paula Disberry
September	Mario responds with troll attack	Mario Boffa
October	Relaunched and added posts: Fake Instagram profile Llandundo_Legend to mimic Llandudno legend	Peter Van Wyk, Paula Disberry
October	Relaunched and added posts: Fake Instagram profile LA_COLLECTION_PRESTIGE to mimic LACOLLECTIONPRESTIGE	Peter Van Wyk, Paula Disberry
November	Online "stop the scammer" petition at change.org	Mario Boffa, Johan Schalkwyk, Denis Dalton
December	News24 article. Subject matters, Scams, illegal villa rentals etc	Wouter de Swardt
December	Netwerk24 article. Subject matters, Scams, illegal villa rentals etc	Wouter de Swardt
December	News24 article. Subject matters, "R32 million scammed in 2022 alone"	Wouter de Swardt
December	Then syndicated elsewhere	Wouter de Swardt
January	I almost got scammed by Darren Russell - the alleged Cape Town Airbnb swindler	Vernon Pillay. Info supplied by Wouter de Swardt/Mario
January	News24 article. Subject matters, Scams, illegal villa rentals etc	Wouter de Swardt

Negative postings, articles and even a petition about "fraud", "scams". Every single article or posting by the same people, the very same people who then seek to rely on the articles as if unrelated and independent proof of their own made-up allegations. Absurd allegations about stealing R32 million, about secret accounts, and secret accounts in secret locations, etc. which means when we start any new relationship or dialogue at an immediate disadvantage. Having to first battle any suspicion or lack of trust where these have already digested the articles WDS fed journalists.

Also attached is the document "Timeline" which details each event or action, the crimes committed in relation to that event or action, the persons involved, the police involved, the incidents of corruption related to each, the evidence that backs up the entry.

Early last year I had 5 large luxurious properties, effectively 6 high end villa residences, which had I wished to let all full time would have generated R25 million per year even on conservative estimates. On a cost base of R5 million per year, an extensive art collection, similarly extensive fine jewelry collection, and contents, furnishings, and artwork within the properties of circa R10 million. At the time of writing this, almost all of it has been stolen. The properties, revenue, contents, artwork, etc. I have been left near bankruptcy.

Meanwhile, those who have stolen everything from me continue to peddle myths about scams of vast sums of money, secret profiles, secret bank accounts, secret cases of diamonds and cash. Reliant on my mother to cover the rent on my home or I would be homeless. Equally reliant on my mother to have funded the legal fees to fight the bail application in the most recent attempt to bury me and the in Pollsmoor. Somewhere they have successfully managed to put me twice.

In the first instance, based on entirely fictitious charges from one the consortium herself (charge subsequently withdrawn), an illegal arrest and their corrupt relationship with SAPS and the second instance based on an equally corrupt relationship with SAPS, an arrest ordered by the same private individuals via SAPS and a pre rigged bail application courtesy of SAPS (again, charges withdrawn once at court, AFTER having spent three months in Pollsmoor).

On both occasions the NPA seem to have simply taken the investigating officers at their word assuming an honest officer and a balanced investigation. Whereas in reality it was not an investigation but a very deliberate

campaign to remove one man and do so in whatever way proved viable. Wouter de Swardt being paid extremely well to achieve the goals set. Yet presents himself as if some impartial private investigator as if on some moral campaign. The false charges, dubious dossiers, fabricated evidence, intimidated witnesses have been successful in securing several illegal arrests and lengthy remand periods as well as pressing the prosecution into objecting to bail based on lies and misinformation.

I do not have anything close to the resources of these individuals or the private investigators that commit these crimes as their proxy. Nor do I have any contacts within the police or courts as they do. I do not have the money they do (their attacks have robbed me of circa R30 million and reduced me to near bankruptcy). I do not have the ability to dominate the public narrative or exploit the press as they do. Nor do I have the expertise of the group of already affluent, privileged, connected individuals and their army of private investigators, paid thugs, and remarkably obliging police officers.

Which is why I have had to involve the British Embassy, the United Kingdom Foreign and Commonwealth Office, the office of the Western Cape Premier, as well as IPID and Psira. And now belatedly the national and international press. To balance a very uneven playing field.

Although it must be said that to date bodies charged with policing the police and tackling corruption have been slow at best and in some cases non-existent. One exception being the Premier of the Western State Alan Wendi who replied immediately and have assured us of the attention and assistance of his office in the matter.

In the hope that there are still some independent minded professionals involved in the process who cannot be bought, persuaded, deceived, or railroaded into going along with Wouter de Swardt's vendetta. For which he is extremely well paid and in the pursuit of which he and his colleagues have committed an astonishing list of very serious crimes

Their resources have allowed them to swamp the internet very effectively with stories that they wrote and to create the illusion of truth published via others. Stories fed to the media, petitions written and started by themselves, adding to posts, content, and stories supplied by them. So, we find ourselves battling that before we can even begin the process of getting people to take us seriously. Those who make the effort or engage with us soon realize all the smoke and mirrors lead back to the same people and the same agenda. But those who will either spend the time needed or care enough to bother are few at best.

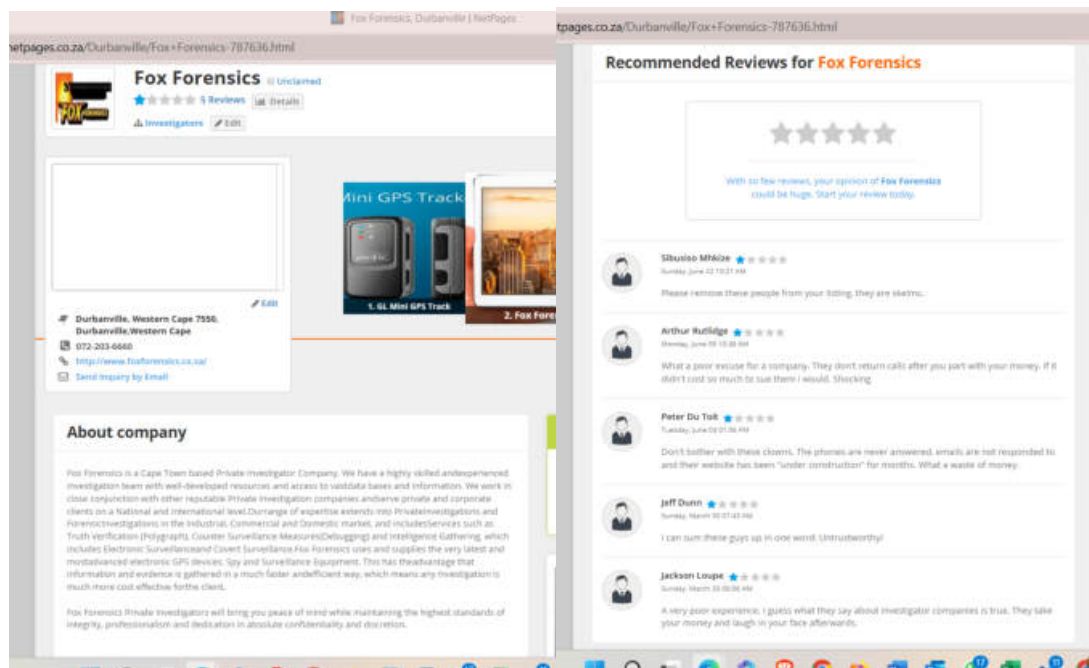
Hopefully, any involvement of journalists who take pride in their craft will help a little to provide an alternative to the lies they have been highly active in publishing. By virtue of their numbers, resources, contacts and the luxury of funding and time we do not have, they have been able to dominate the narrative so that although the evidence proves their version of the truth to be false and misleading it is the only truth published. And they very intentionally chose the fraud narrative for many reasons, including the damage a mere conversation does to a business or the life force it takes on if peddled consistently enough. Serving to isolate the target and resulting in anything they do or say being viewed with suspicion.

What has proved fatal is the mix of a private investigator who outwardly appears professional and possibly even nonpartisan. Hiding behind a Psira license and portraying an ethical and legal approach. In reality, he was hired by and paid handsomely private individuals to achieve certain goals. 1) Enabling them to steal the properties and the contents, 2) to create the impression of a scam operation to justify their campaign and hide behind so that the real motive of greed was not apparent, 3) to ensure Mr. Russell is removed from the equation completely so he can neither be an effective opposition to their plans and so that as well as the taking of the properties they would also get the refurbishment works, contents, furnishings and artwork at zero cost, 4) remove Mr. Russell in such a way that he neither has access to evidence, ability to defend himself or

the scam narrative or expose the criminality of these involved, 5) achieve these goals by whatever means WDS saw fit, 6) deploy, utilize and where necessary abuse the police service and special relationships within to be both directly assist in the campaign and to provide protection for others involved, 7) use and abuse the criminal justice system as a free and far more effective weapon than the civil system. Enabling the cynical switching between civil court proceedings, criminal acts, use of the criminal justice system, deploying each where most effective 8) the widespread use of both corruption, special relationships, and industrial scale fabrication of evidence to completely dominate the accepted narrative and ensure Mr. Russell vice is not heard until matters are far enough advanced that by then it is too late, and the damage will have been done.

WDS has masterminded, organized, and instructed an astonishing array of criminality. Behavior any normal person would find unbelievable. Using highly sinister and illegal methods, twisting the truth out of all recognition to secure his next goal. Confident the lies will never be exposed. WDS himself creating the scam narrative and feeding it, when in reality his entire operation is a scam, he is the fraudster and he is the one that has an exceptional record of taking money from clients, then effectively vanishing, and failing to deliver any services at all.

See the links below to the case notes and the judgment in the High Court in regard to Water de Swardt's illegal and forcible entry of the property on two occasions, the two attempts at illegal evictions, the use of 8 thugs to assist in this, the successful forcible entry and the assault of the occupants who were then ejected and the locks changed



I have no issue with the publication of every document, letter, email, photo, video, voice recording, Whatsapp chat, statement. The more authentic evidence there is out there the greater the chance of challenging their twisted version of the truth that seems to be the only accepted narrative at the moment.

I doubt very much de Swardt and his clients or the police officers involved will ever be arrested, charged, prosecuted, or sentenced as they would in any country with a fair and incorruptible justice system. They come from the ranks of the privileged, connected, wealthy, entitled, socially elite old guard. Those in their 60s and 70s who hanker after and still operate as if they were in an era pre 1994 era. With no qualms about using and abusing the system and state for their personal and financial advantage and committing crimes safe in the knowledge they are far too protected to ever have to face the consequences of their crimes.

For my safety and that of the evidence I have given copies to the attorneys, Lauren, and a separate cloud storage. A number of people have reported receiving threats from and being intimidated by WDS, Ms.

Disberry, Mr. Van Wyk, Johan, and Denis of Ensure Secure Services. WDS has made several attempts to ensure I do not have access to hardware and software as that demonstrates the extent of his manipulation and misrepresentation of the facts and provides evidence of his extensive breaches of the criminal law.

He arrested Ollie and detained him for a week purely to send him and others a message. And to deliver on his promise to get him back for challenging and recording him in one of his many illegal acts.

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Although those involved have been very skilled at pretending otherwise, their campaign comes down very simply to greed. I leased their properties with the very clear understanding I would spend several million on each completely transforming them and then let them on the short-let luxury holiday market over an average period of 5 years to recoup that investment. However, once the money and time had been spent and the transformation complete, they calculated they would be better off if I could be removed.

Thereby ending the commitment to long leases which enabled them to access the more than R100 million in additional rent my investment made possible. As well as effectively gain a free refurbishment on each property and steal the contents, furnishings, accessories, and artwork.

Examples of increases in rental and capital values as a result of Mr Russell's transformations

Leirians Road.

The transformation Mr Russell undertook and paid for included full redecoration internally and externally, all new tiled flooring to the carpeted areas of the property, new kitchen to the top level, new kitchen to the middle level, creation of two rooms including additional from one room to the ground floor, creation of further additional bedroom off of the courtyard, creation of jack and jill bathroom connecting the new bedroom, landscaping of the front and back gardens, building of an amphitheatre so as to make use of a steep unused portion of the garden, removal of middle garden wall to reveal ocean view, installation of original commissioned Marco Oliver sculpture, creation of plateau for patio to steep slope, building of custom made cabanas, full interior design and new furnishing throughout. Including multiple custom made, bespoke, and made pieces of furniture.

At the start of the lease, it was valued at R22-24 million. After the transformation it was valued at and put on the market at R31 million within 3 weeks of the arrest.

The property was achieving circa R3k per night and rented for a few nights per month. After the transformation it was achieving R10-15,000 per night and let for most of the month. **An uplift of R6,000,000- R9,000,000 in capital value which the owners sought to cash in on via a sale (on the market within a couple of weeks of the arrest) An uplift of R4,000,000 per year in rent**

Fisherman's Bend.

The transformation Mr Russell undertook and paid for included; full redecoration internally and externally (taking several weeks due to the properties size), full makeover of poolside kitchen, creation of a gym/multipurpose room from a previously void area, renovation of the guest apartment, landscaping to the front garden, upgrade of all terraces and balconies, landscaping to the main garden, including several hundred plants, full makeover of kitchen to guest apartment, creation of two additional bedrooms from former studio, installation of original commissioned Marco Oliver sculptures, building of custom made cabanas, full interior design and new furnishing throughout. Including multiple custom made, bespoke, and made pieces of furniture.

Achieving R100,000 per month prior to Mr Russell's transformation. But achieving R500-900,000 per month afterwards.

An uplift in rent of R5,000,000 to R10,000,000 per year. With an estimated R8,000,000 uplift in capital value

Hove Road

The transformation Mr Russell undertook and paid for included full redecoration internally and externally, custom built portable kitchen for ground floor lounge, creation of Twelve Apostles view terrace out of unused section of the garden, creation of 5th and 6th bedrooms, extensive planting, and landscaping throughout, installation of original commissioned Marco Oliver sculpture, full interior design, and new furnishing throughout. Including multiple custom made, bespoke, and made pieces of furniture.

Creation of the luxurious guest suite with secret kitchen, bathroom, converted from the former housekeeper studio. (Build works cost met by owner, contents by Mr Russell, conceived, costed, project managed by Mr Russell)

Achieving R80,000 per month prior to Mr Russell's transformation. But achieving R400-000 per month afterwards on the short-let holiday marketing or R210-250,000 on the long-term tenancy market (as advertised by the owner in 2022 and 2023).

An uplift in rent of R5,000,000 per year. With an estimated R6,000,000 uplift in capital value

Summarised in the most concise terms, as an example, with Mr Russell as a tenant over the 5-year tenure that was always the preferred minimum length of lease, the landlords stood to benefit from a combined rental income of R20 million, a free full refurbishment of their property, significant uplift in capital value. Which could be accessed at the end of the 5-year tenure as well as the uplift in rental values,

However, if Mr Russell could be removed, the landlord stood to benefit from R125 millions of rental income over the same period and be able to access this immediately, as well as being able to access the increase in capital value immediately rather than have to wait. Plus, benefit from the full refurbishment for free. And if Mr

Russell could be removed in the correct way , gain the full contents, artwork, accessories the had helped make the transformation a success .

Mr Russell's removal was therefore worth R100 million to the owners. Most of it in foreign currency that could also be transacted outside of SA.

A SELECTION OF SUB FOLDERS THAT GIVE A LITTLE CONTEXT TO WHAT THE FIGHTING HAS BEEN OVER...

To be able to understand the total transformations we have included links to photo albums.

Villa 5 & 6. Fisherman's Bend ["before photos;" Photos Taken in the first week]

<https://photos.app.goo.gl/7QUXKK4tqSafSqMP7>

VERSUS ...

Fisherman's Bend ("after photos": the main phases of the refurbishment from months 1 to 8)

<https://photos.app.goo.gl/u2YsYfSE2G9WWAF19>

Video of fisherman's taken at end of first phase of the refurbishment

<https://photos.app.goo.gl/MQwVTKM6hBXtaGd96>

Video of fisherman's taken at end of first phase of the refurbishment

<https://photos.app.goo.gl/2wf1oNhSzBp5EDzV9>

Mini movie of the before and after images

<https://photos.app.goo.gl/pnuScTMdyHP5ZqHo6>

COLLECTION OF PHOTOS ACROSS ALL THE VILLAS

Before and at the start of works

<https://photos.app.goo.gl/nUWoFrkbrseih7>

During works and after completion

<https://photos.app.goo.gl/UEvLBbiDU9EjTNxd9>

Videos of the properties, inc before and after

<https://photos.app.goo.gl/tSigE3sowmJxQQzb8>

EXAMPLES OF SOME OF THE PROJECTS AT FISHERMANS BEND

Grand veranda

<https://photos.app.goo.gl/h84tE8tjgSa9udV48>

Guest apartment at Fisherman's (before and after)

<https://photos.app.goo.gl/zkjJHDwPkR3ciokK9>

Stair's project (before and after)

<https://photos.app.goo.gl/32v4zotr8KktGMNh7>

EXAMPLES OF SOME OF THE PROJECTS AT LEIRMANS ROAD

16 Leirmans Before photos

<https://photos.app.goo.gl/fP1VfhBE9gAWMYwK7>

16 Leirmans after photos

<https://photos.app.goo.gl/RMgJyHWSjq4ka1qX6>

16 Leirmans before and after video

<https://photos.app.goo.gl/LrmTzHRZedEm4Ggg6>

For the avoidance of doubt their illegal actions commenced back in November 2021 and did so when all rents and utilities were fully paid, up to date and indeed in some cases ahead as rent was paid quarterly on 16 Leirmans Road. Mr. Broads and WDS's often making statements that their action resulted due to frustration with the arrears is a demonstrable lie. In fact, we paid three lots of quarterly rent in advance covering quarter one, quarter two and quarter three. Totaling R1 million. And did so despite the numerous illegal evictions and other criminality throughout that period.

It proved necessary for the agent Rawson Property Management to provide an affidavit to confirm the rent was paid in full and quarterly in advance right up until the point of the sixth illegal eviction whereby WDS forced entry with 8 thugs, beat up the housekeepers and executed a successful illegal eviction. One that the High Court subsequently overturned. Since which time they illegally squatted in the property and used various other means to stop us accessing it.

Multiple other reasons have been used to justify their actions including quite astonishingly the transformation itself, seeking to classify these as damages when trying to steal the villas through the civil courts. Yet on the sales particulars the very items they claimed where damages are listed as its best-selling features

Although, in fact, the very first attempt at an illegal eviction was that of Paula Disberry and Peter Van Wyk on Hove Road in mid-2021. The transformation of the property begun in January 2021 and picked up a pace from February to May. For various reasons, including the large sums spent on the property the rent was a few days late in June. Literally as the 7th day arrived Paula Disberry and Peter Van Wyk immediately made contact. Not to ask when the rent would be paid, not to say thank you for the hundreds of hours and enormous amount of money spent renovating the property, but to demand that the property be vacated and with immediate effect.

Relying on a clause in the lease that said the lease could be cancelled where rent was 7 days late and relying also on her tenant not knowing the law, she failed and refused to provide an opportunity to remedy, and she failed and refused to provide the actual legal notice period or follow the correct legal procedures. Instead demanding the property is returned to her immediately. Despite realizing that if there had been a problem finding the rent for Hove Road, then by definition the money would not be there for another property or indeed legal advice. Thereby leading inevitably to homelessness. Something that was mentioned to her in emails that she chose to ignore.

Bearing in mind to the point a) Ms. Disberry had been very fortunate that at the height of the pandemic Mr. Russell had rented her property when there was almost no demand for rentals and especially not at that end of the market. Her property had sat empty for some time. Mr. Russell took it at the rent she was marketing the property at. And had occupied it from December to June, paying over R800,000 in rent and utilities in that time, had taken exceptional care of the property, had self-evidently spent a very large sum of money refurbishing it, as well as hundreds of hours on the property, and had enjoyed an apparently close and very friendly relationship with Ms. Disberry and Mr. Van Wyk then clearly both the speed with which they reached for the first opportunity to end the tenancy and in such an extreme, uncompromising and illegal way, it is fair to say there was more to the rush to evict than simplify the rent being a few days late

Not only did they demand immediate vacation of the property, then sent men to the property to drive home that point and do so in no uncertain terms. Their message "leave or you will get hurt". Mr. Van Wyk who phoned to make that same point on the 7th day. referring to both his underworld contacts and influence over members of SAPS and the Hawks

It would not be too cynical to assume that it was linked to the improvements to the property which had also resulted in the potential rent Ms. Disberry could command rising substantially. Substantially above the R80,000 Mr. Russell was paying. And as the pandemic was clearly dissipating with travel restrictions lifting Ms. Disberry was aware that if Mr. Russell could be removed, she could likely double the rental income now possible as a result of Mr. Russell time and money.

This fundamental point applies to all the villas, Had the pandemic still been prevalent then the landlords would to have been so eager to find any excuse to get rid of Mr. Russell. When the pandemic was having a

disastrous effect on the rental sector, they needed Mr. Russell. When Mr. Russell was refurbishing the properties and they could see substantial improvements month on month they would never have moved to get rid of him. But once it became apparent the works were completed

What we find astonishing is that a private individual or private investigator acting on behalf of private individuals can conduct a whole series of very serious crimes, knowing they can do so without any consequences because of their special relationships with individual SAPS officers and police stations. That they can create evidence, obtain witness statements by threats or bribery, then hand pick the investigating officer and station to legitimize it. That they can enlist the help of those officers and stations with which they have special relationships to act as and when instructed to carry out otherwise highly illegal actions under the guise of a SAPS operation. That they can as just one example, carry out an illegal eviction with no consciences for the landlord because SAPS knowingly dress it up as an arrest.

And in doing so not only legitimizes the theft of millions of Rand of contents and refurbishment works but also void legislation such as PIE and decades of laws enacted to afford tenants protection in their home. That these private individuals can use these special relationships with one arm of the South African state to make the other arms (Parliament and the Judiciary) redundant and ineffective. To make them subservient to the police and make them powerless in the face of the police and whoever has hired the police for that purpose.

And in doing so render worthless months of painstaking legal work and hundreds of thousands of Rand in legal fees to deal with disputes through the correct channels, i.e., the civil courts. To use the criminal courts and the NPA to do their dirty work, replacing or supplementing action in the civil courts. Taking advantage of the far more serious powers of the criminal courts to achieve what are very personal objectives and to do so far more quickly and far more cheaply than would be possible via the civil courts.

And one where the cost of which is funded entirely by the South African taxpayer rather than the individuals initiating and controlling the process. Using the very considerable imbalance of power, connections, and resources, to remove their opponent very effectively. While appearing to be at arm's length to the whole process.

..... Alarmingly able to instruct an arrest as easily as ordering a pizza. And thereby instruct and get away with an illegal eviction with equal ease.

Or to rig multiple bail applications to make bail far more challenging than the facts would ever have done (pre planning strategic obstacles entirely invented by those who instructed the arrest and gain most from bail being declined). Or have committed multiple crimes and are happy to commit perjury if that secures the desired result. And each time the strategy succeeds or fails to then try again with no consequences for the previous attempts.

This new strategy and methodology are extremely dangerous. As it allows any landlord with enough money or with enough corrupt contacts to completely ignore the rule of law, ignore all laws giving tenants protection in their home, to affect an illegal eviction but do so disguise as an arrest. Having the advantage of being both immediate and free from consequences.

The image portrayed by WDS as a professional private investigator is very quickly dismantled when reading the papers submitted in the August hearing in the High Court to evict him and his 8 thugs who had forced their way into the property, beat up the occupants, ejected them and changed the locks. The judgment and further reasons for the judgment of Judge P S Van Zyl make very clear the actions of WDS and his 8 thugs were illegal,

immoral and warranted their immediate eviction, an interdict and punitive costs. The case was considered very important and has been published many times sine including the links below:

REPORTABLE



IN THE HIGH COURT OF SOUTH AFRICA
(WESTERN CAPE DIVISION, CAPE TOWN)

Case number: 12525/2022

In the matter between:

OLWETHU SOKANYILE
SILVESTER SIWEYA
DARREN RUSSEL

First Applicant
Second Applicant
Third Applicant

and

KEITH BROAD

First Respondent

**ALL OCCUPIERS PRESENT AT 18 LIERMANS ROAD,
LLANDUDNO, AND WHOSE IDENTITIES ARE
UNKNOWN TO THE APPLICANTS**

Second Respondent

REASONS DELIVERED ON 24 AUGUST 2022

VAN ZYL AJ:

EXCERPTS FROM THE JUDGEMENT OF JUDGE VAN ZYL

On 22 July 2022 the first applicant was called by short-term accommodation guests at the property. They stated that there were intruders at the property, who were demanding that they leave. On the first applicant's arrival at the property, he encountered about five (8) men, Wouter de Swardt stated that "I am here on behalf of Mr. Broad. I am a private investigating officer, and we are here to remove you from the property".] The first applicant responded by asking what the grounds for the removal were, to which the man responded, "on the grounds that you are occupying the property illegally".

The men proceeded to go through the property, opening drawers and cupboards, telling the occupants to leave. Their demeanor was threatening and aggressive. The man in charge of the group was Mr. Wouter de Swart of Fox Forensics. The applicants did not know the identity of the other men who were present, and they refused to provide them with information regarding their identities.

The men threatened to assault the occupants and the first applicant called the private security firm with whom the third applicant is contracted, namely PPA Security. After PPA's arrival the other men left, but indicated that they would return on Sunday, 24 July 2022. The first applicant called the Hout Bay charge office of the South African Police Service ("SAPS") four times, but there was no answer.

On the morning of 24 July 2022, the first applicant heard a loud banging on the front door. Looking through the windows, he noticed a large number of men walking around the house, attempting to gain access. Wouter de Swardt was present, as well as another assistant.

One of the men was Mr. de Swart, who confirmed that he was there on behalf of the first respondent. The unknown men were attempting to enter the house with a set of keys. The first applicant refused to let them enter, as he feared his safety and the safety of the other occupants of the house. He was scared that the men would attempt an unlawful eviction.

The first applicant opened the garage door. The men outside immediately stormed the door and forced their way inside. One of them grabbed the first applicant by the jersey and threw him against the floor. Another man later pushed him against the wall. There were about eight burly men present. The first applicant was told that he had to leave the property or be killed. The men kicked the first applicant's dog and threatened to kill the dog should the first applicant return to the property. The second applicant also sustained abrasions on his neck as a result of assaults by the men, and the occupants were forcibly removed.

These events are not seriously disputed by the first respondent. In fact, the first respondent admits that he had engaged Fox Forensics to remove the applicants from the property. His evidence is telling:

"I admit that Mr De Swart and/or security staff in the employ of Fox Forensics gained access to the property on 24 July 2022 with the assistance of PPA Security. I was informed by Mr De Swart that he attended on the property several times during the preceding week.

Mr De Swart has placed private security personnel at the property to safeguard it.

He proceeds to state that it "is against this background that I engaged the services of Mr Wouter de Swart of Fox Forensics Private Investigators and Security Consultants to assist me in this matter".

This is ominous. The first respondent clearly contracted with Fox Forensics to get the applicants out of the property prior to the finalisation of the eviction application. He is attempting to render the eviction proceedings nugatory. This is self-help in its purest form.

In my view this conduct, and the reasoning that underpins it, also supports the applicants' case for the grant of interim interdictory relief, in particular in relation to the reasonable apprehension of irreparable harm if the interdict is not granted. The first respondent's previous attempts at forcing the applicants from the property, resulting in an interim protection order obtained by the third applicant as a result and the first respondents' actions in breach thereof, strengthen the applicants' case in this respect, even though the first respondent brushes the applicants' recounting of those incidents off as irrelevant for the purposes of this application.

<https://www.saflii.org/za/cases/ZAWCHC/2022/156.html>

<https://www.coursehero.com/file/196850203/LPLS-3713-Lecture-9pptx/>

<https://www.iol.co.za/capetimes/news/tenants-win-first-round-in-llandudno-eviction-battle-dbf95db1-415b-4c31-b6e2-10f6b0a3c5a9>

<https://www.bizcommunity.com/Article/196/568/230916.html>

<https://www.groundup.org.za/article/llandudno-landlord-slapped-with-interdict-for-using-private-security-to-evict-tenants/>

<https://www.southafricanlawyer.co.za/article/2022/08/judge-outlines-reasons-for-interdict-against-landlord/>



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Judge outlines reasons for interdict against landlord

By Daily News Published on Monday, 29 August 2022
Tags: #Litigation

The owner of a property in upmarket Llandudno, who resorted to using private security to evict a tenant and employees, has been slapped with an interdict, stopping him from interfering with their possession of the property until the outcome of a proper eviction application.

Court's message in Llandudno case: Don't take matters into your own hands

Landlord's conduct "reeks of a pattern of attempts to circumvent" the law says judge

26 August 2022 | By Tania Broughton
Law | Cape Town



Landlords cannot evict tenants because they are frustrated with the slow pace of legal process, a court has effectively ruled. Illustration: Lisa Nelson.

- A Llandudno property owner used private security to evict his tenant and employees ahead of court eviction proceedings, apparently because he was frustrated with delays in the legal process.
- The tenant's employees were forcefully removed by a group of "burly men" who then changed the locks.
- The High Court granted an interdict restraining the landlord from interfering with the tenants, pending the outcome of his eviction application.

The owner of a property in upmarket Llandudno, who resorted to using private security to evict a tenant and employees, has been slapped with an interdict, stopping him from interfering with their possession of the property until the outcome of a proper eviction application.

The owner, Keith Broad, says he launched eviction proceedings in the court, but the matter was only set down to be heard in November.

He engaged private security in July to take back control of the property, because he believed the tenant, Darren Russel, was in the "process of concluding a sub-lease which would mean it would be occupied by foreign nationals for an extended period of time".

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Eviction – Self-help – Owner frustrated with delays in eviction proceedings – Forcefully ejecting occupants – Mandament van spolie – Restoration ordered pending determination of eviction application – Prevention of Illegal Eviction and Unlawful Occupation Act 19 of 1998.

Sokanyile v Broad [2022] ZAWCHC 156 at [22]-[49]

Facts: Mr Broad is the owner of a property in Llandudno and sought to evict the applicants, but was frustrated by the delays in the process. He contends that the applicants were not paying rent and that they were going to sub-lease the property to foreign nationals. So he procured a security company to forcefully remove the applicants and to occupy the property to prevent their return.

Application: The applicants were earlier granted an order for restoration of the property and an order interdicting Mr Broad from interfering with their occupation.

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IN THE NEWS



Court's message in Llandudno case: Don't take matters into your own hands

26 AUG 2022 | SAVE | EMAIL | PRINT | PDF



BY: TANIA BROUGHTON

The owner of a property in upmarket Llandudno who resorted to using private security to evict a tenant and employees has been slapped with an interdict, stopping him from interfering with their possession of the property until the outcome of a proper eviction application.



Source: Xixyo @ 123RF.com

The owner, Keith Broad, says he launched eviction proceedings in the court, but the matter was only set down to be heard in November.

He engaged private security in July to take back control of the property because he believed the tenant, Darren Russel, was in the "process of concluding a sub-lease which would mean it would be occupied by foreign nationals for an extended period of time".

MEDIA MANIPULATION

Both after the arrest in August and the arrest in December WDS had fed stories to the journalists. On neither occasion was Mr Russell contacted and asked for any comments. The articles appeared in News24 and IOL. Arranged and managed by WDS. Indeed, WDS had briefed the journalists ahead of the 14 December arrest and along with the Investigating officer, choreographed his exit for maximum exposure. The articles are riddled with false comments provided by WDS. The same false statements fed to guests, the police, the prosecution. To date, every single article online has been authored by WDS. The only online content that was not authored by WDS was the petition Mario, Denis & Johan published to distract from their scam.

To an observer, unfamiliar with the facts of the matter, a glance online could only leave the reader with one possible opinion. Having carefully crafted the scam narrative not only does it allow WDS and SAPS to act in a way they never could otherwise, both in portraying the witch hunt as a valid investigation, but also justifying the absurdly wide remit it seeks. what it also does is mean that whoever Mr. Russell or anyone else that has been a victim of the conduct of WDS or SAPS tries to raise the issue, seek help, try to put forward the facts, they are at best initially leave you with only one possible opinion.

In the articles fed by WDS, both in august 2022 and December 2022 directly after the 14 December arrest, in one breath WDS states that R32 million has been scammed in the prior year (i.e., the period prior to the article of mid-December), yet offers not one single example of anyone who was defrauded. At an average value of R20,000 per booking, with an average of 8 guests per booking the R32 million figure WDS keeps mentioning represents some 8,000 potential guests who have been scammed... and yet, despite this R32 million and these 8,000 scammed guests the four private investigators, numerous SAPS officers, the consortium members themselves and anyone assisting them have not been able to find even one scammed guest.

Hence the cruel, immoral, and illegal plan to utilise the illegal evictions of the villas, the illegal arrests resulting in the decapitation of the booking system, confiscation of equipment to facilitate and keep the plan from being discovered or the guest refunded, and the intentional failure to inform the platform of the loss of control of the villas to ensure maximum numbers of families arrived for a holiday to discover only after arrival they were no longer under the control of Mr Russell

The claims are demonstrably false should anyone look further than the statements of WDS and certain SAPS officers. In the period prior to WDS statements to the media and police that a) there was a scam in operation and b) it had netted R32 million.

1. Not one of the se circa eight thousand guests have come forward to say they have been scammed. Not prior to the arrest, internet, and newspaper coverage etc, and not as a result of it.
2. Not one of the eight thousand has reported the matter to the police,
3. Not one of the eight thousand guests has posted anything online,
4. Not one of the 1,600 bookings, the 8,000 guests or the R32 million scammed has resulted in a single complaint to a bank and therefore a bank freeze or investigation ,
5. Not one of the 8,000 guests or the R32 million has resulted in a refund request or chargeback on any credit currently in circulation in the known Galaxy,
6. Not one of the 8,000 guests has initiated any form of legal proceedings,
7. Not one of the eight thousand has contacted a newspaper
8. Not one of these 8,000 guests has reported one cent scammed to any of the platforms.
9. Not a single email exists referencing any scams or guests scammed .
10. Not a single email, platform message, phone call exists regarding the bookings these would have related to.
11. Not a single police report or platform investigation
12. In addition, not a trace of the R32 million scammed.
13. Not in fact a trace, hint, or clue as to one single cent identified going into any accounts, leaving any accounts, being sent from a guest, being transacted on a credit card .
14. Not one email even referencing a transfer.
15. Not one message on the platform message system referencing any transaction.

The simple reason being the statement is a total fabrication. The absurdity of the statement is further underlined by the fact that each time a guest would have been scammed, the moment they realised that, whether upon arrival or before, they would naturally have not just reported it to the card company, bank etc but also to the platform. Immediately on doing so the platform would remove the profile adverts and cancel the host's account. That host would then need to set up entirely new profiles under a new name with new ID, new proof of address, pass the platforms security checks and pass the platforms validation checks on the villas themselves. Which if the villas showed as ones previously struck of would kill any such application. Remembering this process would have to be gone through every time a fraud complaint was received. Which if there was a shred of truth to the claims of WDS or even a scam in operation at a fraction of the sums stated this process would be required dozens and dozens of times

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Second arrest for Cape Town luxury accommodation 'scammer' suspected of pocketing millions

news24

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Darren Russell during his most recent arrest, in December 2022.

Private security firm

- Darren Russell, a British citizen who came to South Africa on a visitors visa in 2020, has been arrested on charges of fraud relating to the subletting of luxury properties along Cape Town's Atlantic Seaboard.
- Russell allegedly rented properties from the owners and then advertised the properties on global platforms, sometimes making double or even quadruple booking for the same dates.
- A local lawyer and private investigator, representing some of the victims, say there is coordinated joint effort with the provincial commercial crimes unit to investigate Russell's activities.
- For more financial news, go to the News24 Business front page.

An alleged luxury accommodation scammer, who is suspected of making up to an estimated R34 million during the last two years by defrauding luxury property owners along Cape Town's Atlantic Seaboard, as well as unsuspecting tourists, has been arrested on charges of fraud for a second time.

It is interesting when comparing the various reports online and in the media that involve WDS, his clients and SAPS and those that involve Mr Russell.

Every single newspaper article, each post, each fake Instagram profile and the petition were authored or fed by WDS and or those within that grouping. A grouping where they would like everyone to believe that it is by complete coincidence that every one of them stands to gain or has already gained huge sums by the victimisation, vilification, humiliation, and incarceration of Mr Russell.

However, every single report online, the judgements, interdicts and rulings of various high Court Judges, the write up in legal journals, are a) universally damning of WDS, his clients and their sinister and often illegal methods and b) are entirely accurate and all from genuinely independent sources. Including distinguished judges.

In the same vein, while WDS is able to create, fabricate and manipulate sufficiently enough to get an arrest, or a remand, or an objection to bail and even a trial, every single time his efforts have reached a point or place where the evidence is thoroughly examined, the case he has built collapses. The cases or allegations built on a whole host of crimes, on illegal methods, on intimidation and most especially upon lie after lie.

But there is method to even this madness. The prosecution ends up looking unprofessional and as if it is they persecuting fundamentally flawed charges. Only finding out as a bail application or trial takes place just how deceived they and the police have been by WDS. For Mr Russell, the inevitable further ridicule, humiliation, further degradation of an already annihilated reputation, enormous stress, and enormous and ever rising cost of legal fees. Which are currently head towards R1 million on the various criminal matters all, motivated by WDS and the civil matters, again, heading towards the R1 million mark, and again motivated and perpetuated by WDS.

So even when a bail application is won, or charges withdrawn, or charges thrown out, or dockets closed, WDS and his clients win. everyone else loses. As with the first malicious prosecution, the investigating officer in aligning with WDS and doing as instructed was forced to say and do things to secure their position and undermine Mr Russell that made him look unprofessional, weak, and corrupt. An IPID investigation could very likely result in his dismissal. WDS will be unaffected. The prosecution lost the objection and were made to look vindictive and unreasonable pursuing a charge and an objection to bail when the charge itself was so clearly false and for a purpose (especially considering the items were in a safe storage unit). Again, WDS is unaffected. Any credit is claimed by him, and criticism is quickly passed off onto the investigating officer.

And Mr Russell, will have endured another ordeal, had to find another half million rand, and in the two malicious prosecutions and the objections to bail that came from WDS and not SAPS as well as the rape rigged bail application, two stints in Pollsmoor amounts to almost 4 months of the last 10 months!

WDS has managed to inflict another blow. His client financially drained and closer to ruin, the opportunity or more stories to be fed to the press, the opportunity to steal more property, possessions or assets as they have done with each arrests, until there is literally nothing

And as with every one of the 15 or so appearances in court to date WDS will take his usual seat on court, so that he can enjoy what has become a sport to him. And so that he can goad Mr Russell as he has done at almost every one of these appearances. Enjoy the puppet show unfold of which he is the puppet master,

Knowing at some point, having taken away his home and income Mr Russell will run out of funds in which case he is at the mercy of the state provided legal representation.

A further irony: On the one hand Mr Russell is barred from working in SA and therefore unable to earn money. And on the other hand, he is not allowed to leave SA so that he can earn money. Forcibly kept in a limbo. In reality since the first arrest in August and certainly since the second arrest in December as a result of the theft of the villas. Yet the state won't ask he leave and return as one option to address the visa issue. They are refusing to deport or order he leave (motivated no doubt by WDS). Thereby unable to work, to earn, unable to see his mother who has lung cancer. Forced to essentially sit and wait on the next attempt by WDS to achieve his goal. Once they have gone through the various options, to see what can be presented in such a way to get charges laid and the prosecution service to agree to prosecute. Going through all the many scenarios trying to find a mix that may work. If they hit it hard enough banging the star shaped block into the square shaped hole

Yet while in this limbo, Mr Russell expected to continue to fund his life here (home, food, dogs, etc) and fund the enormous legal fees incurred every time WDS motivates another attack through the criminal justice system, or another attack through his and his teams criminal acts, or another attack by way of the civil proceedings (either scheduled in the near future or in the case of the December arrest, pre-planned to be launched as soon as the arrest and incarceration ensured Mr Russell was no longer a viable opponent)

Almost all of these options entirely free to WDS and his clients, paid for by the South African taxpayer. But most certainly not free for Mr Russell

THE KEY PLAYERS

Wouter de Swardt – Private investigator hired by Keith & Inga Broad, Paula Disberry, and the group.

Johan Schalkwyk – Sham Private investigator (Director of Ensure Secure Services) with bogus Psira license working for Paula, WDS and consortium.

Dennis Dalton – Sham Private investigator (Director of Ensure Secure Services) with bogus Psira license working for Paula, WDS and consortium.

Mario Boffa – Owner and Director of CPT Luxury Villas PTY – and working with Denis and Johan both in the embezzlement of R750-1,200,00 and the scam operation thereafter advertising my villas without consent and pocketing the proceeds.

Paula Disberry – Owner of 12 Hove Road (Hove Heaven) and leader of consortium. The person responsible for creating the group of guests from 2021 and keeping them from any form of resolution other than being used as ammunition in her fight to steal back Hove Road

Peter Van Wyk – Partner of Paula and the self-proclaimed underworld big wig

Keith Broad – Owner of 16 Leirmans Road and the main protagonist when it came to illegal evictions, violence, perjury.

Inga Broad – His wife and the one who laid the false theft charge and masterminded the second arrest along with Mr. Moonsamy, WDS and

Gail Broad - Cousin of Keith Broad and the agent who negotiated the deals on Leirmans Road and Monterey Road

Richard and Maureen Schaffer – Owners of the two villas at Monterey Road

Mr Ragi Moonsamy – Owner of 32 Fisherman's Bend and the one who instructed the arrest and remand alongside WDS, Broad

Rajeev Sheth and Krashani Naidoo – Friends of Mr Moonsamy and the new owners of Fisherman's Bend

Sergeant Duna – the officer chosen to execute the first illegal arrest and malicious prosecution.

Beverly (surname unknown) – an officer 'employed' by MS Disberry for some months.

Detective Sergeant Stevens – the latest officer with whom WDS has worked.

Hout Bay Police station – the station from which most of the harassment and corruption came.

Belville Commercial Crimes. Initially a lady called Beverly and latterly another officer after Beverly's methods were uncovered. Ms. Disberry, WDS and the consortium have had a close working relationship with Belville since early last year.

(The above have made multiple references to having the three police stations/ departments in their pockets)

FIRST ARREST (ILLEGAL)

At the first arrest Wouter de Swardt (WDS) was very annoyed that the police officers had not also taken my laptop and phones. As the officers put me in their (unmarked) car to take me to Hout Bay police station, WDS asked them if they had taken my laptops and phones.

But I, my attorney, Chandre who via her agency The Hubb was running the portfolio, had called the Central Cape Town SAPS multiple times to save us from WDS and the two corrupt SAPS officers when they began to try to break into the house (Sergeant Duna and an officer known to be good friends with Keith Broad). As such, the house was full of Central Cape Town police officers and as they did not have a warrant of arrest or a warrant to seize equipment, they could not take the items. Had the other police officers not been there we have no doubt they would have taken it all. In reply WDS said "next time we'll get them"

I find it strange but not surprising that the police have never asked me any of the questions that you and the other journalists have asked. In fact, they have never asked me a single question. At both the first and second arrest my version not only is of no interest but rather an inconvenience. As the truth may get in the way of an arrest or detention.

How can you run an investigation or pass files to the prosecution service without verifying the facts contained within? Or without investigating anything the accused might have to say. The relationship between WDS and the police is unhealthy at best and in some cases, very sinister.

It should not have to take an investigation by IPID, by Psira, by the British Embassy, by the Magistrates court or any organization for that matter to ensure private individuals do not abuse or hijack the law, especially the criminal law, for their own personal and financial goals.

And certainly, those professionals involved in the process should not be bullied or pressured into pursuing matters they would not otherwise be it not for these unusually close relationships between individuals and police officers. WDS only aligns with those amenable to his demands, which never bodes well when there is a new alliance.

At the first arrest, when they eventually told me what I was charged for (a day after the arrest, and a day into the 6 days they kept me at Hout Bay police station) all they told me was "theft of some TVs, a microwave etc.". As I began to reply to the Investigating officer Sergeant Duna said, "that's for you to tell the court, not me" and walked away. I was never asked anything else about the whole episode.

When we got to the bail application it was clear why. The charge had been manipulated out of all recognition and the police had been very helpful in creating huge hurdles. [See below]

THE SECOND (ILLEGAL) ARREST & THE EXTRAORDINARY RAID BY AN ARMED SWAT TEAM

At the second arrest, after multiple requests to call my attorney were ignored the Investigating officer asked if I wished to make a statement. There was no interest in asking me any questions. When I said I would but wanted to speak with my attorney first to check it was OK his reply was "so you don't want to then" and walked off. I do not think I got to speak to my attorney until circa halfway through my 6 days at Hout Bay police station.

It was very clear after both arrests the police had no interest in hearing anything I had to say. Whatever Wouter de Swardt (WDS) or the others in that grouping (we ended up calling the "Consortium" as an abbreviation) presented to the police is accepted as fact and then presented to the prosecution as fact. With zero due diligence, no investigation or cross checking. When in reality it has come from someone with an extremely unhealthy obsession with causing me as much harm as possible, who is being paid very specifically to do so, paid to achieve specific results which he has done very effectively with the help of SAPS, would never have been able to without the help of SAPS and who I can very easily demonstrate lies about whatever and to however to achieve his next goal. Not that I am ever asked.

Something the magistrate in the first bail application was very clear on when he summed up, referencing various aspects both of the charge and the testimony of the Investigating officer that raised serious questions. [See court transcript from the August bail application]

CORRUPTION

(Please see the separate document that details 30 different examples of corruption and or the very special relationship WDS enjoys with certain SAPS officers)

There is no question that the first arrest was the product of corruption. Sergeant Duna was working for WDS. As just one of many examples, the magistrate told him to go to the storage unit and check the contents were preset as if they were inside the unit there was no case to answer. When the hearing reconvened three days later Sergeant Duna had not even gone to the unit. He was told by WDS not to go, otherwise their hard work would have been wasted as they would fail in their attempt to keep me on remand. Which in turn would inhibit the various moves being made to take the villas. The magistrate was furious.

Because of their lies, I spent 3 weeks in jail, R300,000 on legal fees to get bail, lost million in bookings, lost the staff, my partner, jewelry collection and the two villas in Hout Bay.

What I have read to date that has come from de Swardt, Mrs./Mrs. Broad, Ms. Disberry etc. has either been entirely untrue or manipulated. A large portion created by them directly.

The strategy is to do whatever is necessary to get an arrest and having already planned and put in place obstacles to my getting bail, hope they are successful in securing as long a remand as possible. But all they do is hand the prosecution a poisoned chalice. Because they have manipulated or created so much of the evidence when it reaches court it unravels as it did with the first and second bail application.

WDS does not care if the prosecution has an egg on their faces, because he knows once committed to a bail application or trial they cannot turn back, and he hopes if he throws enough charges one might stick.

I do not entirely understand the system here. In the UK there must be substantive cause for an arrest warrant. For the first arrest there was no arrest warrant. WDS simply used his connections at Hout Bay police station to go rogue and off campus. Not just carrying out an arrest without a warrant but inside the jurisdiction of Central Cape Town police without their permission or knowledge. Trying to break into the house when we did not answer.

For the second arrest, as you know WDS and the I.O. eventually got an arrest warrant after being turned down by magistrates. We cannot see how it can be legal when magistrates reject the granting of an arrest warrant to then keep going to other magistrates until you find one who will.

And in the UK for an arrest to then result in prosecution, the case must be referred to the Crown Prosecution Service to either accept or reject based on whether they believe there is a prospect of success. A decision they reach by looking at both sides and evaluating all evidence including the accused statements and answers. With of course the knowledge the police will have at least investigated the matter from both sides. There is absolutely no way a case like either of the two arrests would get close to passing that bar.

But in SA you can to a degree arrest first and investigate later. You can object to bail and justify that later (at the bail application) and you can commence a trial where the prosecution knows only what they have been told by the police and the Investigating officer, only getting to test the validity of the case when the trial starts. Finding out way too late what they have is a personal vendetta disguised as a criminal case.

WDS hopes once a bail application or trial has started then the prosecution will just have to deal with all the problems that follow.

As with the civil proceedings, the submissions of WDS, Mr./Mrs. Broad, Ms. Disberry etc. have been a series of brazen lies. They cleverly take a nugget of truth, so it seems plausible, and then twist out of all recognition. But every time matters have been put in front of a judge they have seen through the lies.

Unfortunately, regarding attempts via the criminal justice system to remove me from circulation, by that point I have already been put through hell and had to pay out hundreds of thousands in legal fees. The opportunity is used to take over assets and further damage my reputation. It is no coincidence that as a sole result of the first arrest they were able to take half the portfolio and on the second arrest the other half. Millions in refurbishments and contents stolen thanks to their relationship with SAPS.

It is precisely why one of the reasons for the arrests was to remove me from circulation, bypass the recent court order in regard to the Leirmans Road hearing in November to postpone the matter 6-9+ months (for the inclusion of oral evidence). The arrest and detention allowed them to go back to the court immediately I was arrested to have that order set aside and the matter heard without me there, without me able to provide instruction to an attorney, without me being able to provide any input, without any of the evidence as all of it was on the phones and laptops that they confiscated.

Knowing if they could get the matter before a judge, add in a dossier of lies and fabrications, do so without me present, without my knowledge if possible and without the evidence I would be able to produce if sat in front of my laptop, get the result they wanted that would not be possible without such interference. Which is exactly what they did,

All of this is as I predicted in my affidavit in the November proceedings.

This has happened with the civil cases. They commit perjury repeatedly, distort the facts to suit, try every legal route they can but every single time we have met in court on the various civil battles they have lost.

It seems anything that demonstrates I am not guilty is hastily brushed aside or hidden and anything that has the slightest chance of making it look like a crime has been committed, is seized upon, and manipulated.

As mentioned, Wouter de Swardt has a strategy. To persuade officers through special relationships, bribery, or misinformation to arrest and detain me and hope the process is too far advanced so that it's too late to turn back. This has happened with every attempt so far. Yet he keeps trying.

From what we understand he has made several attempts to have an arrest on a whole variety of basis and been turned down. Each time one route fails he tries another.

In October when Mario "confessed" he, Denis, Johan, Andre and de Swardt had been working together I was both shocked and at the same time not surprised. Ensure Secure Services who were supposed to be working for us compiling evidence of the criminality of the members of the consortium, had been converted by Ms. Disberry to work for them while we were under the illusion, they acted for us. And were paying them handsomely to do so.

The unholy alliance of Ms. Disberry, Mr. Broad, Johan Schalkwyk, Denis Dalton, and WDS meant we were completely outnumbered and extremely vulnerable. The fact they enjoyed the special relationships with a number of police officers made our position untenable.

In that confession Mario admitted that they had embezzled R750,000-R1,200,00 in a premeditated plan with a target amount and target time scale. And to demonstrate he was telling the truth he downloaded files of

evidence including Whatsapp chats, voice notes, photos, and documents. I was so taken aback by the whole thing I had secretly recorded some of Mario's confessions as I knew people would not believe me if I relayed what he told me.

He also said that in their new working relationship with WDS had tried to have me arrested the week prior to but Hout Bay had refused. [On one of the video recordings]

And it was likewise through the confession of another person that I learned that it seems quite normal for WDS and whichever officer he is working with at the time that when a magistrate declines the request for an arrest warrant, he goes to another magistrate until he gets what he wants. If one arrest fails, he keeps on trying.

He has no interest in justice or crimes of any kind. His only interest is causing me as much reputational, financial, and personal harm as possible. In getting me locked up for as long as possible on whatever trumped up charge, he can manufacture enough evidence for

He has admitted this. The attorneys can confirm he has been at every court hearing and every event in the last year. Usually sitting behind me in court so I can hear what he has to say. To the point court ushers have had to tell him to be quiet and my attorneys noted some of the speeches he made. Pretending to be speaking to his colleague whereas in fact they are aimed at me. Making it very clear I am the last project of his life, his swansong. That he intends to go out with a bang on a career high. That he wants a big scalp and one he can take credit for

Hence the stories he feeds to the media after each arrest or event. These have been printed verbatim based on his words. The bigger the criminal he can make me look, the bigger the trophy I become. He has no qualms with completely inventing facts. Telling journalist, I have defrauded R30 million, that I am some mafia boss or lynch pin, that I am wanted by Interpol. All lies. And he knows that even if he gets an arrest illegally, or if I am on remand illegally or falsely imprisoned the media stories will not even touch on that. The stories which he feeds them will focus on how he sent a "scammer" to prison.

As a result, we have spoken to News 24 (one of the main outlets he has had over the last few months) and a number of other news and media agencies and have passed them the information we have. Apart from anything to protect it. That way at least it is out there when he tries yet again, which we are sure he will.

He has become so obsessed that in the absence of a single double booking or anything that could be construed as fraudulent throughout the whole of 2022 he had to create carnage over the peak period and summer season by decapitating the system in the lead up to it.

DWS knew exactly what he was doing, why and how to do it the second time round. See below.

A letter from the attorneys. Having made a number of calls to Hout Bay SAPS in regards to their failure and refusal to arrest Keith Broad for multiple breaches of the Protection Order and their failure to arrest WDS for the many breaches of criminal law, the attorneys put the matter on record and asked again, this time in writing. As with all previous request the Commander ignored it. Not only did they ignore it but the next day the false charges were laid against Mr. Russell and the Protection Order obtain by perjury was issued. With Hout Bay station basically saying "not only will we not arrest our friend Mr. Broad or WDS but we will actually arrest you"



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29 July 2022

URGENT

Colonel Syster
Copy to: The Branch Commander
South African Police Service
Main And Mandela Road
Hout Bay
7872

Per email: HoutbaySAPS@saps.gov.za; SysterJ7@saps.gov.za

Dear Sirs,

URGENT ACTION REQUIRED: OLWETHU SOKANYILE & OTHERS / KEITH BROAD & OTHERS: WESTERN CAPE DIVISION, HIGH COURT, ENROLLED 04 AUGUST 2022 AND CRIMINAL COMPLAINTS – WARRANT FOR ARREST OF KEITH BROAD

1. I refer to our brief telecon with Cnl. Syster of yesterday.
2. As discussed, my clients are Msrs Sokanyile, Silvester and Russell. The last-mentioned is a lawful tenant of 16 Liermans Street, Llandudno and all three were occupiers until 24 July 2022, when they were forcibly assaulted and evicted without court order, by unknown persons, who currently remain in the property.



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To: The Branch Commander – Hout Bay SAPS

Date: 29 July 2022

Our Ref: JL/W05647

3. Officers from your branch were on the scene but left, despite the request by our clients to remain on the scene and to keep the peace. Msrs Sokanyile and Silvester attended to your branch shortly after the incident to lay criminal complaints but were shown away, with officers refusing to take their statement or criminal complaint.
4. Mr. Sokanyile heard the officers saying in isiXhosa to each other that the matter would not go anywhere. We confirm that the unlawful invaders threatened their lives and safety, in addition to assaulting them, and that their personal belongings remain in the house. Our clients attended to Cape Town Central on 25 July 2022 and laid the criminal complaints. We have spoken to the detectives and understand that the dockets have not yet been captured (as they are backlogged) and will thereafter be transferred to you.
5. The above actions were confirmed by the unknown men and Mr Wouter de Swart of Fox Forensics – Tel: 072 203 6660, to have been orchestrated by the owner of the property, **Mr. Keith Broad, residing at 29 Hermina Avenue, Constantia**, and who has taken the law into his own hands pending the hearing of an eviction application in the High Court at Cape Town on 16 November 2022. We are of the view that such eviction application is without merit and is doomed to fail.
6. A protection order was issued (in terms of Act 17 of 2011) on 02 March 2022 out of Cape Town District Court in favour of our client. Please see a copy enclosed, along with a copy of the warrant of arrest. The protection order has been breached. Kindly also see Mr. Russell's statement enclosed.
7. Kindly confirm when Mr. Broad will be arrested. We stand ready to deliver the original warrant of arrest to you at your convenience.
8. As an aside, we have heard reports from our clients of Mr de Swart pretending to be a police officer. We stand ready to forward statements in this regard.



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To: The Branch Commander – Hout Bay SAPS
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9. As further discussed, we intend to make urgent application on Thursday, 04 August 2022, and we will forward a copy of the High Court order immediately once it is to hand. The order being requested, will require your officers to grant all required assistance to the Sheriff and so as to immediately evict the occupiers currently present at the property and to reinstate our clients. We look forward to liaising with you in this regard and will supply private security to support you, if necessary.

10. We look forward to your response.

Your sincerely,
OOSTHUIZEN & CO

JA LOUBSER
(Per email: johnnes@oostco.co.za)

FULL ARMED SWAT TEAM RAID

It is inconceivable that three charges of fraud based on complaints from a year earlier would in any normal situation have ever resulted in a charge, and then would the suddenly result in an arrest and a fully armed SWAT team raid.

To suggest a police officer was sat in his office one day on December and decided to pull an old file from a year earlier and then seek an arrest warrant and then also involve the Hawks and then also involve an armed SWAT team is clearly absurd.

It is very clear the instruction to arrest, the timing of the arrest, the motivation for the involvement of the Hawks and the motivation for the involvement of a SWAT team came from outside of the police service. Regardless of whose hands it then went through on the way.

Much of the reason WDS motivated a full raid and SWAT team was a) to ensure this time round they got all laptops and phones as he knew how much evidence we have as to how much he and the others have created and manipulated the situation and how many laws they have broken over the last 18 months. His goal was to have me removed and he hoped rot in Pollsmoor with all data and evidence related to his, his clients and any police officers criminality buried, b) the maximum humiliation for me, c) to maximize the appeal for the TV and print media he had told well in advance to be there and who arrived even before the police, d) to ensure that no one could run the business or the booking system in my absence and that we could not do so if released, to maximize the chaos, damage and loss for guests and for us, e) to inhibit or delay not just the operation of the business so as to create a situation where guests turned up to villas with no villa for them but also try to make communicating with, crediting, reallocating or refunding guests impossible or as difficult as possible, f) remove as much information and evidence as possible that could help me with regards to the bail application or any future attempts he may make to have me incarcerated and g) to help turn the place upside down in the search for the mythical suitcase of diamonds and cash as well as the mythical secret millions. Things those involved still believed existed. Lies told by Paula to motivate the involvement of others.

Without my laptops, phones, paperwork, the profiles, the accounts, the data etc., WDS and the police hoped the real reasons for the arrest and detention would never be known or could never be proved.

The fact that WDS had told the press well in advance of the arrest and its timing, that he had discussed their plans with the principal housekeeper well in advance, including when the arrest would be and offered him the position working for Mr. Moonsamy, Rajeev Sheth and Krashani Naidoo after the arrest and disguised illegal eviction, demonstrates who instructed the arrest and who was in charge. And what the real motives were

The fact that Denis and Johan were not just present but part of the raid and like WDS wandering around my home searching every room and potential hiding place was both astonishing and revealing. People who only a few weeks earlier had been planning to drug, torture, and murder me were wandering around my home as part of the team raiding it. People who had already embezzled R750-R1,200,000 from the rental income received for the villa and who had been advertising my villas without my consent and taking money for bookings they never intended to honour allowed to go through the rooms.

I realised when we were taken through the house on the instruction of the Investigating Officer that the full raid had a very specific purpose for Johan, Denis and WDS. When I was taken to the bedroom WDS asked "where is the secret room". A reference to an anti-room which is behind a secret panel, and off which is a full bank grade safe/safe room. I informed him that he was in the wrong house as that was the Hove Road property that I had given back to Paula after coming out of Pollsmoor the first time. In a naïve effort to give all the properties back in return for them leaving me alone and getting my life back*

And as I was being taken around the house, I could see they were going through every cupboard and draw but when they came across paperwork it was being left. If that search had anything to do with the fraud charges, then every sheet of paper and every document would have been seized. When I asked the Investigating officer "what is everyone looking for?" he got very defensive and asked me if I had not read the charge sheet, I said I had but that they were clearly looking for something very specific and that was not related to fraud.

I have no doubt WDS lied to the police and said there were guns on the property (or similar) to motivate a full armed raid and I have no doubt their real hope was to find this mythical hidden cash and diamonds that has never existed but that has been so effective in motivating others to get involved.

They found absolutely nothing. When the Investigating officer asked me to sign some paperwork saying I was happy with the raid I refused pointing to the fact that WDS, Denis and Johan should not have been involved in a raid or indeed allowed into my home. WDS for all the reasons mentioned in this letter and the various documents attached or links provided for and Johan and Denis because a) their recent history and criminal conduct with regards to me, Mario, the house, the money and b) they were sham private investigators, the Psira license they advertised on their website, Bark, invoice etc was a forgery, their claims to either be trained or qualified private investigators was a lie, their claim to have been in the industry for 35 years another lie as research showed they had been doing the job only a year, even their claim to have been in the police and army was another lie.

Where their claims do seem to have been real is their claim to have senior officers within SAPS and the Hawks under their control and in their pay. And rather chillingly I found their brag that they could and indeed had both made people disappear and sent people to jail by their hand or on their say so without the inconvenience of evidence or guilt.

ILLEGAL EVICTIONS & THEFT. DISGUISED AS ARRESTS

Not that I needed any further convincing of the real reasons for the arrest or who was behind it, but it was on being taken away that this could not have been made clearer. As I was getting dressed to be taken away the Investigating officer let WDS know we were on our way down. I was escorted out by the Investigating officer and an officer who I assume was from the Hawks. I was very surprised as was the guy from the Hawks to see that despite having a massive double garage which was also the main way in and out that can take 4 cars the Investigating officer's car was not parked inside. Not only that, but the car had also been parked far out in front in the very centre of the driveway parallel to the house. As if at a car expo. The press who had arrived even before the police that morning was all lined up and as per the pre agreed plan had got ready after the Investigating officer had let WDS know we were on our way.

The guy from the Hawks told the Investigating officer to give me a jacket to put over my face, the Investigating officer ignored him. Then as we were going to the car rather than go directly to the nearside the Investigating officer took me all the way around the far side so the cameramen could get as much footage as possible. Again, the guy from the Hawks tried to stop him and said to take me to the nearside and again the Investigating officer ignored him.

I should mention that I am not making any accusations regarding the officers from the Hawks present at the arrest. The ones I had any interaction with were nothing but professional. The one who accompanied us to the station was extremely professional, calm and was the one who said to the Investigating officer about the parking of the car, shielding me from the media etc. and it was an officer from the Hawks who allowed me to use my phone through the evidence bag when I asked to speak to my attorney and the Investigating officer had declined using the excuse my phone had already been confiscated. Then insisting on dialling the number himself which after a few rings he hung up and told me that was my all used up. (On speaking with the attorney later he checked and had no missed call that day. So, you can reach your own conclusion on that one. It is very possible that the Hawks were duped into attending with lies told by WDS.

I know WDS has a brother in the Hawks and WDS and Johan, Denis have always bragged about their connections and influence. But I have no specific complaint that involves the Hawks to my knowledge. Although I am very sure WDS has contacts and exploits them

So many different things clearly show the arrest was instructed by private individuals. Not least the fact that despite the arrest in theory being on the basis of three fraud charges, not only was a full raid executed on my home, having never sought to question me prior to, but the police also did the same at the other villa in Llandudno 16 Leirmans Road, owned by WDS's boss and the property that first resulted in the instruction of WDS. Even though I did not live there, did not stay there, had no office there.

There was no reason whatsoever to attend the property on Leirmans Road. Other than to carry out an illegal eviction in the same way they were doing at the same time at 32 Fisherman's Bend

The police arrested the housekeeper. They almost arrested Ollie's girlfriend, but on seeing her German passport decided not to. Although told her if she left immediately, they would not arrest her. Neither were told for what they were being arrested. Likewise, they had intended to arrest Ollie who was living between there and fishermen. The arrest of the housekeeper, the arrest and threat of arrest in regard to Ollie's German national girlfriend and the plan to arrest Ollie had he been there, served one purpose. To clear the property of its occupants. Those for whom it was their home. Once I had been taken away and the housekeeper had committed not to return, he was released without charge.

WDS had therefore been able to carry out two highly illegal evictions. Something he had done back in July where the High Court had then awarded us possession, demanded his immediate vacation of the property, issued an interdict on Mr. Broad or anyone associated with him every trying that again and issued a punitive costs order to show its displeasure and the seriousness of the incident. The arrests had allowed him to circumvent the interdict. Although still in breach of the interdict there was no one to raise the issue. I was in prison, the housekeeper evicted, they were pursuing Ollie to ensure he would not dare challenge the move on both properties.

Cynically, after the police had given the housekeeper seconds to pack all his possessions and leave, WDS then took him back to the property and made him act out a scene where he casually leaves of his own free will so that WDS would record it to pretend the housekeeper had left voluntarily [on the voice recordings]

As if any further confirmation of the true motives behind the arrest were needed, as I was being taken out to the car, the Investigating Officer handed WDS the keys to Leirmans Road. It was clear that the arrest was merely a front for the illegal eviction of both Fisherman's Bend and Leirmans Road. Ordered and paid for by the owners of both. It was one of the worst moments of my life. Realizing that all my hard work, the investment of my life savings, trying to keep afloat and operating despite the never-ending attacks, assaults, had all been for nothing. All the time and money spent on doing things properly through the civil courts, following the advice of my attorney to the letter, complying with every requirement of the court, thinking normal people consider themselves bound by court orders. All of it had been wasted and was in fact pointless.

The assurance I had been given that PIE legislation as well as the constitution and all the laws, rules, regulations formulated over decades to protect tenants meant no rogue landlord could simply steal the property and kick out the occupants. But that did not factor in landlords using their connections and corruption within SAPS.

In effect, any landlord wealthy enough or with the right connections does not need to bother with expensive or time-consuming litigation or worry about observing the law or respecting their tenants' rights. Or indeed

worry about consequences of their actions. They just need to employ officers within SAPS to do the dirty work for them.

By taking every laptop, phone, and document in the office he hoped to disable my ability to defend the moves in the civil courts to take 16 Leirmans Road back which were launched as soon as I was arrested. In addition, to seriously handicap me in the bail application related to the second arrest, to make fighting to recover my home at 32 Fisherman's Bend almost impossible. And importantly the ability of anyone to manage the bookings or system while I was in prison and make it impossible for me to do so if I was released.

Which certainly in part explains the reluctance of the police to return my equipment. They currently still have my equipment. Illegally. 4.5 months after my arrest. The magistrate in the recent update hearing agreed with my attorneys that the police had no right to hold onto it. Whatever warrant they had was to confiscate my equipment (I assume they had one) related to the three fraud charges they arrested me on and had nothing to do with the immigration charge that was added later. As all the fraud charges were withdrawn (the initial three and the additional two they added while I was at Hout Bay police station) they should have returned my equipment. They refused using the excuse of "further investigation". They know this to be illegal but also know an application at the high court to get my equipment back although successful would be very expensive and having taken all my villas and cost me so far R750,000 in legal fees alone to have legal representation in the two bail applications it's a course of action I can't afford.

In that regard it seems wholly unfair that someone can initiate and manage a malicious prosecution and achieve many of the objectives he set out to (the arrest, time in prison to allow them to make moves against my assets, try to scare and threaten staff and colleagues into testifying, destroy the business, steal the villas) and yet, when the case is withdrawn because it has absolutely no merit whatsoever, as the accused I don't even get an apology. Just a legal bill of R300,000+ and losses because of the arrest running close to the R10 million mark. My life destroyed, my partner fleeing back to Paris after stealing my jewelry collection, returning to an empty home and a business on its knees with all staff frightened off by police threats of a decades in prison.

The police could have easily downloaded all the data on the devices weeks or months ago and returned the equipment itself to me. But the reason WDS was so keen they confiscated my laptops and phones at the first arrest (despite no arrest warrant let alone seizure warrant) is because they do not want me to have the data and evidence that is on the devices. Both because it will show I am not guilty and because it would have allowed me to reduce the carnage had I been bailed much earlier. And because it would allow me to expose what he was really up to with the arrest itself and in the weeks that followed

Not only does it incriminate WDS, his clients and certain police officers but by keeping my equipment, data, records, etc. they made it impossible for me or anyone for that matter to try to undo the damage they have very intentionally caused.

If WDS was to stand a chance of getting an arrest for fraud, a decline of bail and the chance of a trial there had to be fraud. Which meant losses, and losses that were intentionally caused. Over the last year there have been four private investigators (WDS, Johan, Denis, Beverly) plus the consortium members themselves and any guest they could persuade to join the hunt working on finding the slightest hint of fraud or any dirt on me of any kind. They produced nothing. No double bookings. No duplicate profiles. No secret accounts. No guests arriving for check-ins and not getting their stay.

They found nothing untoward because there was nothing untoward. Why would there be. We had six villas with an annual rent roll of R25 million on a cost base of R5 million. Who in the position would embark on fraud of any kind? The carnage of Omicron in the previous November/December had been a complete disaster and

one they had been very effective in capitalizing on. (See below). It is no coincidence that as Omicron passed and things became not all they could find not a single instance of an unhappy guest. So, they tried many times to recreate them, getting people to book then try to book the same dates and manufacture a double booking. When they thought they may have managed it, the local security firm PPA, their friends at Hout Bay police station and even on some occasions friendly journalists were told to be on standby, to drive by etc. and yet, not one instance in the whole year.

WDS & SAPS STRATEGY TO CREATE DAMAGE, LOSS, SUFFERING TO CREATE EVIDENCE

So, at the end of 2022 what better way to ensure chaos and create victims than to decapitate the entire system at precisely the time that would cause the most chaos. Two weeks before peak season and precisely as summer season started. And importantly, only three weeks after I had taken over the system when Mario disappeared for the second time. Having embezzled over a R1 million rand with and for Denis, Johan and possibly WDS and who then went on to create a fraud based on the one WDS and the consortium spend so much time and money convincing everyone I do. [see folders re the embezzlement, Mario's own letters to the bank, mine to his banks, the videos and voice recordings]

WDS and the others knew I was alone. They knew Mario had left us with no profiles, bank accounts, platforms as he had had sole control of all the levers of control. They knew that having spent the preceding three weeks desperately trying to get a system operational and take bookings that the 2–3-week period leading up to NYE is when you would focus on making better sense of the diary. Working out which bookings were genuine, which intended to still come, which intended to cancel. Liaising with guests and where needed reallocating villas, reallocating dates, utilizing the Booking.com database to reallocate or upgrade to other villas, and where necessary cancelling and refunding. As well as the usual day-to-day functions such as blocking or opening slots and so on.

They had very effectively and intentionally chased everyone away, including all staff. They had been telling anyone who worked with me, for me or was associated with me, that by mere association they faced 10, 20 or 30 years in prison. But if they cooperated (which often meant signing witness statement written for them) they would be given full immunity from prosecution. Both were untrue. [see voice recordings with some of those approached, the statements and exported Whatsapp]

They also completely undermined everyone's trust in me by telling them the same lies MS Disberry has been telling everyone since 2021. Lies that WDS, Keith, Johan, Denis, Mario was very happy to continue spreading and embellishing: That I am wanted by Interpol. That I have been setting up scams around the world. That I have been operating duplicate profiles. That I have syphoned funds out of the business. That I fled the UK. That I fled the UK on a fake passport. That I have secret bank accounts. That I have hidden money in diamonds and secret trusts. All categorically lies. But it is said so often to so many people that it has become accepted as fact.

And at the time I was not aware they had turned to my housekeeper Clement who had begun to work for WDS and pass information and who was like many people fully aware of the arrest and the details for some time prior to it happening.

BREIF SUMMARY OF FINANCIAL POSITION BEFORE THE PROTFOLO AND NOW

The financial audit obviously covers issues like cash, reserves, assets, overall spending, sums coming into the account and leaving the account etc. As you will have seen it clearly shows that the rumour spread by WDS that there are secret accounts is entirely fabricated. The paper and electronic trail clearly shows no sums of

any description and any amount coming in or out in any account that cannot be accounted for and are in any way unusual. What the audit also shows beyond any doubt is that for the entire duration of the portfolio net wealth has decreased and decreased markedly.

When I first came to Cape town, I had an extensive art collection and an extensive collection of investment watches and jewelry including precious stones and multiple other assets. Both to establish the portfolio in the beginning and to subsidize it thereafter these have been depleted to the point that there is almost nothing left.

Rather than showing an inflow of cash or capital of any description there is a clear outflow of cash, capital, and assets. As the auditors commented it is clear that assets accumulated over the previous decades had to be liquidated to keep the portfolio afloat, the rent paid, and the staff's wages paid.

There is absolutely not a shred of evidence of one of the other absurd rumours spread by WDS of duplicate or secret profiles. The suggestion itself is absurd; that you could have a profile whose purpose is to market and advertise a villa by securing interest from the public in a product but do so secretly is clearly nonsensical. It will be like having a secret shop that no one knew about, no one saw advertised, no one walked by. Not only has an extensive search of the internet never produced a single duplicate profile, not by us and by the dozen or so people who watch us hoping we put a foot wrong, but there are no duplicate, secondary, or reserve platforms or profiles of any kind. If they have not been able to find one single duplicate profile in a year and a half, then very clearly a) there is not one and b) what use would a profile be in attracting sales when that profile cannot be found when specifically searched for

Much of the problem stems from the fact that rumors are started by some and if repeated often enough are accepted by others as fact. A point in fact being the absurd rumour, somewhere in fisherman's bend was a suitcase stuffed with cash and black diamonds. As far as I am aware that particular rumour was thought up by Paula to motivate others to get involved and on her side by tapping into human greed.

Likewise, the rumour about secret accounts and duplicate profiles.

Other than the words coming from somebody's lips there has never been a single example and not a shred of evidence of anything remotely close existing. But repeated often enough it seems now to be accepted as fact. And rather than concluding that as an exhaustive search of the internet and bank accounts has found none of these things exist that they actually do not exist they refuse to let these theories go. Whether because they enjoy a conspiracy theory or because their own greed will not allow them to accept these things simply do not exist rather than letting go of the idea, they convince themselves these things have been hidden extremely well.

I am quite sure that most of the reason there was an armed raid on the property and that every square inch was torn apart was to find this mythical suitcase of diamonds in cash. The police were supposedly there on fraud charges which would one assumes require hardware and paperwork to be confiscated). Why then would the police open every drawer and cupboard in the house but when they come across a drawer with paperwork in it ignore it and go on to the next drawer.

Yet they confiscated boxes of paperwork from the office. So clearly, they were not limiting themselves to electronic evidence. They were clearly therefore looking for something else and something specific. Johan, Denis, Andree and as a result Mario had become convinced there was a suitcase of diamonds and cash. The rumour started and spread by WDS and Paula. Mario acknowledged Andre would search for it if I were ever out.

I have only ever had one bank and that is Halifax. And even an undergraduate accountant would be able to tell from that that there were no sums being siphoned in or out. All that account shows a bank account in overdraft for the vast majority of the year where the important things such as healthcare, gym, life insurance, pension bouncing on a regular basis.

Somebody with hidden wealth or flush with cash or with a suitcase of diamonds does not allow payments to bounce let alone such important ones.

Rather than gaining financially in any way whatsoever from the portfolio it is been the single biggest factor in depleting me of everything that I had built up to the point where at the most recent arrest and bail application it had not been for my mother lending me the money to pay the lawyers' fees, I would not have had a private attorney. And in South Africa on a complicated case like that the state attorney would have meant months and years of remand. So, all these people suggesting that I keep these millions so secretly hidden and guard this secret so seriously that I would sacrifice my own liberty and stay in Pollsmoor rather than access these funds.

The fact that the police seem to buy into these ridiculous rumours and in turn persuade the prosecution that there may be some credence to them is either an indication of them being in the pay of the consortium or incredibly lazy investigation on their part. Or some kind of herd mentality where if enough people say something it must be true.

But had the police done any formal investigation they would have concluded long ago there were no secret accounts or hidden millions. There were many occasions over the course of the last year where we could barely afford to buy food for the house and plenty of occasions where it came down to a choice between food for us or the dogs. But were the police to have ever investigated any of this properly or ever looked for evidence that disproved the theory they decided to hitch their wagon to they would know his. But not one police officer has spent a single moment looking for anything that could undermine the conclusion they made at the outset. Or should I say the conclusion they were told to reach at the outset?

Whether the motivation or driver was out of a moral compunction, or the ability to sleep well at night, or even stemmed from a cold hearted and calculated commercial decision, or to get the semblance of a chance of rebuilding my reputation, are people seriously suggesting that I have these secret millions and rather than dip in pay off a sum a fraction of that that I would choose not to. Instead keeping the secret millions in some account and putting myself through a living hell

It says more about people's mentality and their own priorities than they would assume anybody would be so stupid or so selfish.

I would like nothing more than to sit down and write a big fat cheque and clear every single liability we have ever had. Even where it was not legally due or I disagreed that it was due, simply to have a chance at a normal life. Without being the target of a dozen people's best efforts to ruin me, my name, my finances, and anything they can destroy associated with my life.

The villas, the artwork, the furnishings, and accessories, even my books and jewelry are all gone. The bank account closed and booking.com account we had for two years also closed after 3 months of the WDS holiday hell scam.



An independent common-sense analysis of the villas and the potential bookings demonstrates the depth of the lies:

There are 365 days in a year. There were 6 villas to rent. That's 2,190 lettable days per year. Group sizes range from 6-12, so an average of 8. Which means a potential guest numbers of 17,500 per year can be accommodated. As cancellation rates run at least 50% then the same figure would apply to bookings made but subsequently cancelled. The two figures together are the number of guests who could have booked and paid (both those who booked and came and those who booked but then cancelled). In a calendar year that's 35,000 people.

As the allegation made is of systemic double, triple, and quadruple bookings then the figure would be substantially higher. Higher by a factor of 2, 3 or 4. So, tens and tens of thousands of guests that would have made bookings. Therefore, tens and tens of thousands of guests either scammed before arrival or scammed upon arrival.

And the same questions arise? Where are they all? Why is there no evidence of even one? Not one report to a bank, not one report to a card processor, not one report to a newspaper, not one post online, not one complaint to a platform? Is Mr Russell using the same magic he uses to keep the secret profiles a secret, the secret bank accounts a secret, the secret suitcase of diamonds a secret, the siphoning, diversion and laundering of money a secret, his Interpol history a secret, so that he can keep the thousands and thousands of guests scammed and the tens of millions defrauded a secret too. If so, WDS is attributing Mr Russell with the abilities, network, power, and resources the CIA could only dream of.

The simple truth is that the reason there is not the slightest shred of evidence or the slightest hint even one such guests exist is because like every statement WDS has made in relation to these topics it is entirely false. Existing only in his head. But said often enough and to enough people, plant enough stories in the media, fabricate enough evidence then the lies are perceived as the truth.

THE TOXIC ROLE OF THE PRIVATE INVESTIGATORS

What I did realize far too late is that one of the biggest factors in the escalation of the campaign in the conflict and the disintegration of the relationships of those involved as well as the impossibility of any form of constructive dialogue was because of the involvement of the private investigators

The moment the private investigators became involved all of the relationships took a sharp turn for the worse and at that point onwards there was never going to be any form of dialogue. The simple reason being that if everybody sat around a table and suddenly started to agree, having constructive dialogue, and sorting every issue out then the private investigators are immediately surplus to requirement. They would no longer be needed and that means the large cheques they are being written by their clients desperate to secure whatever their objective is will keep flowing.

And the more confrontation they can create, the more animosity between the people concerned, the more suspicion or loathing, the more hate or contempt that they can engender, then the more secure their position and the bigger the cheques they get written.

something I realized fairly early on with the PI firm Ensure Secure Services. Who turned out to be a sham firm with no Psira license, training, or experience. Whenever they had a need to draw down on some fees or funds or expenses there would always be a sudden upsurge in the dangers we faced. Whether it be physical danger,

arrest, danger of a particular member of the consortium going rogue and attacking, there was always some new piece of information that was meant to scare, galvanize, motivate us so we felt the need not just to retain the private investigators but to enhance their remit and fill their pockets with money.

I am quite sure each one of the private investigators on multiple occasions has told their clients whether us or the consortium members outright lies about the other. The only occasions that I sat down with Keith we always came away with an agreement. I doubt either one of us is ever going to like the other but when Anton was involved, he was professional, calm, patient, and fair-minded then whatever the conflict there was always a resolution. But when Anton resigned and WDS was appointed conflict was inevitable as that is his approach.

If everyone sat down and amicably reached a permanent solution, then he would no longer have been needed. If he was to keep the big paychecks coming, then the more animosity and anger and betrayal he could create the greater the chance that was of that.

WDS AND HIS ALLIANCE WITH JOHAN AND DENIS OF ENSURE SECURE SERVICES, BUSINESS PARTNERS OF MARIO BOFFA

Of all the unholy alliances made over the course of the last year and in pursuit of their shared goals, none can be as duplicitous as that of WDS with Ensure Secure Services and Mario Boffa

Some brief history needed to prove context for what can otherwise sound more like a spy novel than real life.

Mario Boffa had been a friend been a friend for about seven years, although I hadn't seen each other in five years. After the release on bail in late August we met up. Chandre Abrahams, the previous manager of The Hub which was the agency managing all affairs for the villas, had left during my time on remand. It transpired later that Paula and her paid investigator Beverly, Peter van Wyke and WDS along with unnamed officers had been contacting both by phone and personally anybody associated with me and particularly anybody that either worked for me or with me or was instructed in any way on the portfolio.

As everyone whom they spoke to confirmed that they had personally never been involved in anything illegal or immoral. Further they had never seen any of their colleagues involved in anything illegal or immoral. And in addition, they have never seen me, or the business involved in anything illegal or immoral. And Chandre Abrahams was especially clear on this point having been recruited at the beginning of April to take charge of the villas and in the main anything that involved the guests experience and relationship from dressing gowns to airport collections to private chefs and guest experience. Although after the consortium pulled down all our platforms and online presence overnight in the middle of April her role shifted, and she established the agency called The Hub and took over every aspect of the letting and managing of the portfolio.

Which she did right the way through until August when after the arrest because of the various attempts at interrogation and intimidation she left. Leaving the portfolio without an agent and therefore no real means of income. No online presence, no platforms and channel manager, no idea as to current or cancelled bookings, diary etc and very little idea as to where we stood. There was no money on account everything that had come into date had gone to the Hub been spent on wages, housekeepers' wages, rents, utilities etc.

[These same methods were used with several people. Mr Van Wyk, Ms Disberry, WDS, Beverly, SAPS: would contact people who had worked for me, or with me, knew me, had been guests, were due to be guests. All were told the same story at the outset. I was wanted by Interpol, had fled the UK, and done so on a fake passport, had operated scams in multiple countries, had operated secret profiles, siphoning money to secret bank accounts, that the business was a scam, or the business was a front for a scam, that a major fraud

investigation was underway. For those who had worked with or for me they are told they will be caught up within it and prosecuted as accomplices.

A terrifying experience for anyone and one where even though the person had never done anything illegal, been asked to do anything illegal, seen anything illegal, knew of anyone who had been asked to do or had seen anything illegal, very cleverly created deep distrust and the feeling they must have been deceived very effectively if all this criminality had been going on while they had no idea of its existence. With the mere association meaning they faced 10, 20 or 30 years in prison, all association and any loyalty are severed.

Regardless that their experience was of an honest, respectable operation with no hint of fraud they are being told something very different by people who clearly know different and would be trusted not to make such things up.

Some are threatened. Some are bribed. If you look at the statement from Micheal Sachse, he was both threatened and bribed. Told on the one hand he faced decades in prison unless he did as tell and on the other Peter paying money to his mother's account when they were desperate for money.

In return, Michael like the others was required to do as directed and to sign witness statements written for them. [see statement]

Both Mario and Micheal having their mental health issues exploited to the fullest by Mr Van Wyk and | Ms Disberry. Johannes resigned working on Micheal's behalf because in his own words Micheal mental health was so alarmingly fragile and erratic. To the point we had discussed committing him for his own safety and as a means of getting him the treatment he needed but could not afford. Again, this came from Johannes without prompting from me. Mr Van Wyk exploited Michaels fragile mental health to the fullest, and he did precisely the same with Mario. [see the Whatsapp chats, voice recordings etc],

Likewise, the two detailed statements from Clement provided earlier this year. The threats he received, the bribes or perks, the stuff he saw, heard, and overheard. As well as the fear of the consequence of leaving or of passing on information. Hence the codes in place of his name.

So, when Mario Boffa agreed we decided the best thing to do would be to establish an agency that would manage the properties and every aspect of that. Mario would be a director and run it in future ownership would be decided in line with amongst other things whatever regulations and requirements to extending the current visa and obtaining a business permit. Which had always been the intention and would have been well advanced if not already granted by now had the consortium not stolen one but two passports.

The idea suited everyone's needs. It meant I did not need to be involved in the letting and management of the portfolio or the daily involvement but that would then necessitate. And it satisfied the ambiguous requirement of not working in SA. A point our attorneys have always disagreed with as having a property that you live in and renting it out when you do not in their view certainly does not constitute a business. We have never sought to let or manage anybody else's properties; we have never sought to offer our services to anybody else. Nonetheless now the requirements are ambiguous and there does not seem to be any black and white answers regarding at what stage renting your property out goes from something that is a private matter to being classified as a business.

It was therefore easier until either we had that clarification or business permits had been agreed to keep the letting and management of the portfolio separate. Which suited me anyway as I did not have the time to be getting involved in that side of things and nor did I have the inclination to do so. Further, after the accusations

that have been levelled since 2021 it would only serve to be counterproductive as any genuine mistakes would constantly be scrutinising and misrepresented.

Mario liked the complete autonomy it would provide, and it was a role he felt he could do very well. He set up the Pty company, the website, the bank accounts, the platform manager, the platforms online marketing etc and began to take bookings.

As the agency representing and managing the portfolio any the funds received from that moment on whether for bookings in the future or for bookings that had already been made went to Mario's CPT luxury villas. As such Mario would have had two separate strands of revenue, one being the sums paid by guests who had already expressed an interest or booked prior to him setting up the agency and those that booked because of seeing one of the adverts posted by the new agency. To stress every single cent coming in went to 'Mario's CPT luxury villas to whatever account he would have told the guest to pay into. Over his time in September, October and November that encompassed the four banks Discovery, Capitec, Nedbank and Standard Bank. From memory in that order.

And to stress another point, at no point at any stage did Mario transfer a single cent to us. The only items of expenditure that can be counted as ours where for example a utilities payment, a payment for the security, some housekeeper wages etc.

What should have happened is the millions that would have been received over the course of the next month and months should have first gone out to things like rents, utilities, housekeeper wages etc and where there was any money over and above the core commitments then they would be allocated to past or current liabilities. Whether that be utility bills and the arrears accumulated with any contractors or suppliers and the deposits for guests whether current or in the past. Any liabilities of any kind. Once those were cleared any money that came in over and above the monthly fixed and variable costs should in theory have gone back to me to repay my director's loan of several million Rand regarding the initial purchase and refurbishment

Almost as soon as Mari started, he was being attacked by Paula Peter and WDS. Including in the media with various slanderous posts on Instagram and direct messages, both on Airbnb and on WhatsApp from Peter van Wyk [copies in evidence folder].

Mario suggested that we instruct a firm a private investigator Ensure Secure Services who he had used in the past and found to be very good. (Although he later confessed that it was over the allegation of arson that he had instructed ensure secure services and their services had consisted of fraudulently constructing forensic reports related to the scene of the crime to divert suspicion away from Mario and towards the hotel owners. Mario seeming to have no issue with the fact that the result of that could have been rather than Mario spending time in prison a completely innocent person was likely to be spending time in prison. But more than that on that case I do not know.

From memory ensure secure services started around the end of September. They sold themselves as professional private investigators with 35 years of experience in the industry each, a Psira licence and necessary qualifications and training... As well as stories about their time in the army and police, the constant references to have certain members of SAPS and the Hawks in their pockets. They sounded very impressive and despite the concerning large fees because of Mario's recommendation they were instructed. I am not sure exactly as to timings or indeed how it happened but around a week into the instruction, they went to visit Paula and Peter. After all they had been instructed to protect us from the consortium to find evidence of there being a group whether informal or formal and collate evidence to demonstrate that we were not busy carrying out scams. I suspect it was at that meeting that they were recruited although it could have been before.

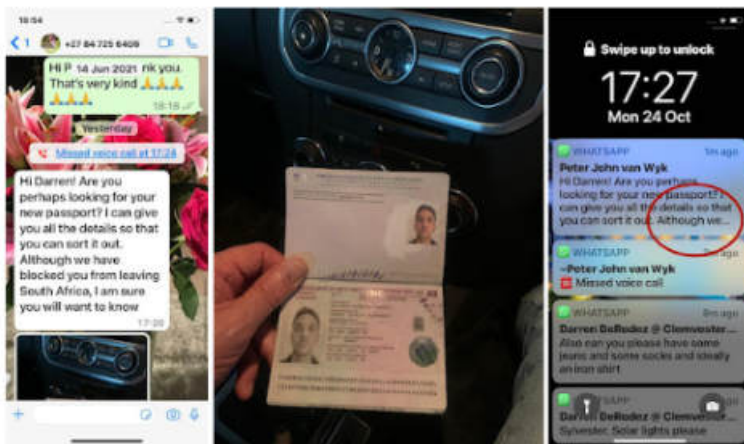
But certainly, from that point on despite being paid by us and the explicit understanding that they were working for us to protect us from the consortium and the criminality of the consortium they began to work for Peter, Paula and WDS. The WhatsApp chats between Andre, Mario, Dennis, and Johan provide a considerable amount of insight into what they were up to. There can be no question that they were working for Paul and Peter. When Paula and Peter instructed them via WDS to steal my passport they immediately complied.

Our computers were hacked and Johan and Dennis under the guise of needing Mario's passwords should he ever be arrested passed all of these on to Paula and Peter. As well giving them complete access to our databases to do whatever they wanted with them or the diary and something they used to great effect later when they contacted lots of the guests who were due to stay and told him it was a scam and told them they should cancel. And conveniently managed to poach a considerable number of those who they could convince it was a fraud.

Johan, Dennis, and Andre had also become convinced as a result of their conversations with Paula/Peter and WDS that there were 10s of millions hidden in secret bank accounts, in secret places, with secret codes. And a suitcase of diamonds and cash somewhere secretly hidden in some secret room in fisherman's bend. Never once stopping to challenge the information they were being given or why they were being given it.

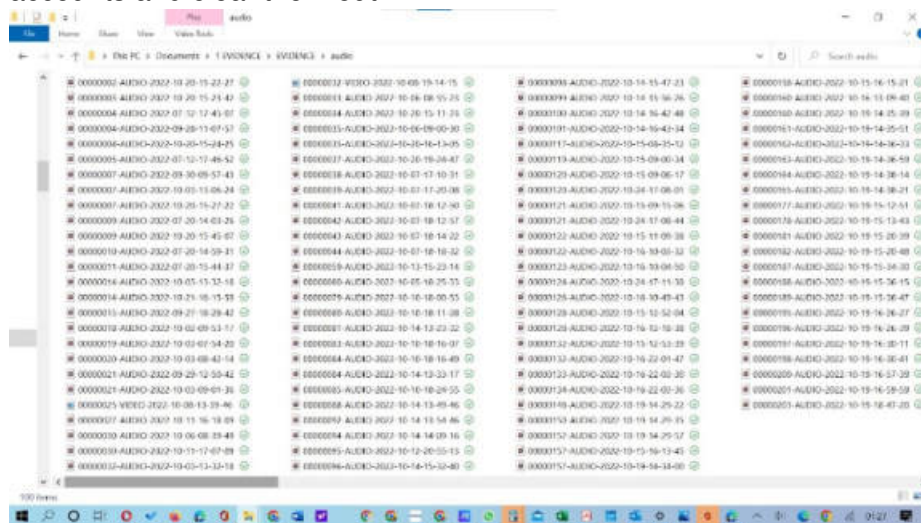
From that point on I was effectively a prisoner in the house. But not knowingly so. My movements were being tracked and where I proposed to do something that was not suitable to their plans it was sabotaged. For example, when I was about to get my visa extension sorted through a private agency Mario told Johan and Dennis who told Paula/Peter who instructed I was not to extend my visa under any circumstances. Hence why after I had tried to do so they stole my passport. But the minute I mentioned an appointment the next day with private visa agency Mario suddenly produced a contact at VFS lounge who would be able to expedite the matter very effectively.

Mario prepared the file which included things like tenancy agreement, bank statements and other information required. Andre said he would take me to the VFS lounge. We went to the appointment as scheduled when I gave the file to the lady there was a couple of important documents that have been taken out. Without which she could not process the application. I agree I would go home get them and return that afternoon and she was happy with that. When I came back and told Mario he promised he would find the two missing documents and give them to me but then gave me various excuses through the day why he had not managed to do that so far. After which every time I asked about a new appointment at the VFS lounge I was told that the current appointment still showed on the system which was blocking me having a new one. Something I thought strange at the time, but we were so busy trying to get everything set up they did not really have the time or attention that it needed. Andre who I had given my passport when I left the VFS lounge offered to take care of it and passed it to Denis and Johan who passed it to WDS and onto Paula/Peter. That way they did not need to worry about me going back to the VFS lounge.



The Whatsapp Messages sent by Peter Van Wyk & Paula Disberry having instructed WDS to steal Mr Russell passport for a second time. He arranged form his new friends Denis, Johan and Andre to steal the passport, pass it to him and he passed it to Peter

Below, the 100+ voice notes of Johan, Denis, Mario, Andre. Plus the Whatsapp chat exports they came from., Detailing the plan to embezzle R750-1,2000,000 within a pre agreed period of time. The theft of the passport for WDS and Paula. The sabotage of the visa application process as requested by WDS and Paula. The alliance with Paula and WDS. The plan to drug, torture, murder Mr Russell to access bank accounts and clear them out.



They had two major projects in the short time working for us. The first was to take as much money from guests and the second was to find a way to access these secret millions and diamonds I was supposed to have hidden. Again, this is all covered on the Whatsapp chats and the Whatsapp audios between Johan Dennis Andre and Mario.

Project 1. The aim to embezzle a figure of 1.2 million . They had a very specific amount and a very specific time frame. Allowing no more than two to three weeks to achieve this figure and get out.

[see the exported Whatsapp chats, voice notes, the videos secretly recorded of Mario's confession, Mario's retraction of his forced statement, the letters from Mario to the bank, the complaint to IPID, Mario's letters to ESS]

Project 2: to find the secret millions hidden in secret bank accounts around the world and clear the accounts. To find and take the hidden diamonds and cash.

In pursuit of those goals, they had formulated a plan to drug me, obtain the OTPs and empty the accounts realizing that if these accounts were secret and well-hidden, they would need to extra information first. and realizing that after I woke from being drugged, I could report the crime they needed a solution with less loose ends. So, a plan was agreed to torture me to get the information and once accounts accessed and cleared out murder me and dispose of the body. Putting Mario in my place. Likely pretending I had fled to hide the scams.

[see the exported Whatsapp chats, voice notes between Johan, Denis, Andre and Mario, the videos secretly recorded of Mario's confession, Mario's retraction of his forced statement,]

THE FIRST MALICIOUS PROSECUTION (WDS, SAPS, MR/MRS BROAD)

In the first arrest, I think if anyone read the transcript or even had the basic information in front of them, they would recognize it was clearly a malicious prosecution.

The stolen property referred to was in fact the old junk that Mr. & Mrs. Broad did not think important enough to take with them when they moved and asked could they keep it in Leirmans Road for a couple of months. I agreed. After circa 6 months as it was taking up a bedroom in the house I had it taken by professional movers to a high quality professional safe storage unit in the centre of Cape Town. Precisely because I had already come to realize Keith and the consortium were very displeased people who had no qualms about twisting and breaking the law or lying consistently on every court paper, I had a professional inventory company come in and take a detailed list of items, condition, and photo of every item.

And then I had precisely the same done at the other end when unpacked. Mr. & Mrs. Broad were sent copies of both inventories. I even put them on the storage lease that gave them equal access at any time.

And it was me who was paying the full cost of the removal, inventories, and storage.

They even had their attorney write to mine to ask to inspect 16 Leirmans Road and the storage unit. So, they cannot say they were unaware of its existence. They had already been to 16 Leirmans Road and completed their inspection. Much to their frustration they could not find one thing to moan about and when asked by me is there anything they would like changed back in 4.5 years' time when the lease ends, they said no.

As they toured the entire house, as their attorney had requested access to the unit, as they had had the inventory, as they had equal access rights it is impossible to say they laid that charge in error or under some misunderstanding. WDS, Keith and Inga Broad laid the false charge to have me arrested and remanded to remove me from circulation, remove me as an obstacle to taking their property.

This all makes more sense when you look at the timelines.

22nd July WDS and the 8 thugs WDS employed enter the property forcibly and try to remove the paying guests.

24th July WDS and the 8 thugs WDS employed return, forcible entry, assaults, of occupant's illegal eviction.

25th July statements of the assaulted provided a charge laid against WDS and thugs.

27th July attorney letter to M Broad/ WDS attorneys notifying them of the urgent High Court proceedings to evict WDS and the thugs, restore possession to Mr. Russell, issue an interdict against Broad, WDS etc., and a punitive cost award.

High court confirms the date of 4th August for the hearing.

29th July Mr. Russell attorneys write to commander SAPS Hout Bay to insist arrest warrants or Mr. Broad are executed. Ignored

1st August: Two days after the letter demanding the arrest of Mr. Broad and three days before the High Court hearing that Mr. Broad and WDS are certain to lose, get a Protection Order based entirely on lies talked about occupation.

1st August: While Mrs. Broad and WDS lay a false charge of theft. In the hope of “persuading” Mr. Russell to withdraw the litigation

1st -4th August: WDS and SAPS go from villa to villa to remove Mr. Russell. Who had taken a few days away in Pringle Bay on the advice of his attorney who feared WDS would try foul play.

4th August High Court Hearing goes ahead. Despite WDS and SAPS attempts to derail it. Just prior to, early morning WDS, Duna and another officer ping Mr. Russell phone and arrest him.

WDS tries to keep Mr. Russell on remand indefinitely by sabotaging the bail application with various pre planned legal landmines.

The fake theft charge was laid on the 1st of August. The High Court hearing of our Urgent Spoliation Application related to WDS's illegal eviction and assaults of the 24th of July was set for the 4th of August. The fake charges of the 1st and plan to arrest was intended to remove me from circulation prior to the hearing of the 4th. Initially to make me drop the case and subsequently when that appeared too late to have an effect to ensure I was in prison when the matter was heard.

Hoping also to capitalize on the arrest by telling the judge I had been arrested for stealing property from the house he was passing judgment on. As I had been away in Pringle Bay until then, so they were behind schedule and only managed to arrest me on the morning of the 4th of August. Precisely as the respective attorneys were going into court.

CREATION OF HOSTILE BAIL APPLICATION (WDS, SAPS, CONSORTIUM)

And when they laid the charge, they not only did so intentionally they had also planned how they could be manufacture and manipulate the charge, the evidence and testimony to best ensure I was not granted bail.

Value: Despite the items being unwanted junk of no value they then (post arrest) knowingly inflated the value from a few thousand Rand to R835,00 so the offence would be a Schedule 5 Offence making bail very unlikely.

Passport: Paula Disberry and Peter Van Wyk had without my knowledge stolen my passport at the start of the year and kept it. To make it impossible for me to extend my visa and open my own bank account in SA. They could then use my status as a reason to decline bail.

The plan was that I would be denied bail and then intentionally stall a trial starting for many months with “further investigation needed” at each appearance. Exhaust my finances. Leave me to rot in Pollsmoor. During which time they would find taking over Leirman's Road easy and without resistance.

After I got bail, at the subsequent update hearings neither the Investigating officer nor the docket ever turned up. Eventually the judge threw it out.

My attorneys insisted on a meeting of everyone at the storage unit to close the matter once and for all. My attorneys, Inga Broad, her attorneys, and Sergeant Duna met at the unit, and had it opened, and all the items were neatly stored inside. All Inga Broad said was “where is the printer and orange bowl.”

Despite this clearly closing the matter, the case was purposely not closed with the specific intention of using that as a “current investigation” when they executed the next arrest at a date that suited the landlords and WDS.

To plan well ahead so that they could make bail much harder to get when they decided to execute the second arrest, MSDisberry, founding member of the consortium, obliged with an affidavit which was a masterclass in perjury. Again, knowing she would never be held accountable for it.

In her affidavit, submitted at the last moment when the case for the prosecution was already collapsing, she stated I had stolen items from the property and caused damage. Neither were true and the tenancy was still ongoing, so it was a strange affidavit. At that point the house had benefited from a massive upgrade and transformation at my expense, and it had furniture, accessories, artwork, bedding et that were mine with values far in excess of her items in the property. The list was fictitious and the value she placed on each even more fictitious. Paula knew odd items from each house made their way into the design packs of another often but were always returned, with thousands of items across the 6 villas inevitably a vase of one would be taken to another when dressing it or hanging the look of a room and she knew we always took great care to ensure all property was well taken care of. Her allegation for example we had stolen the years old bed sheets from @home when we had put in a dozen sets of six hundred thread count Egyptian cotton full bed sets was clearly ridiculous. And the value in the tens of thousands even more so.

It did surprise me that with the very clear facts in that case that a prosecution continues with its objection to bail. It was clear to everyone, not least the judge, that there was no case to answer. Yet I was put to the ordeal of a bail hearing spread over four appearances and costing R300,000 plus three weeks in prison.

I am sure WDS directly and via the Investigating officer insisted on the injection and insisted the matter be fought to the end. Surely the prosecution have the right to make their own decisions without the influence of a private investigator with an obsession to satiate, clients to please, a proven track record of fabricating evidence and choosing Investigating officers who are happy to be compliant and read off the script provided, as well as using various illegal means to make a bail application or trial artificially difficult if not impossible for a defendant with limited resources.

ILLEGAL INTERFERENCE IN THE DUE PROCESS (WDS, SAPS, CONSORTIUM) . ARREST 2

So, going into the bail application for the second arrest they already had the following lined up as reasons to complicate bail. You will notice they all have the same names attached to them and the very same people who instructed both arrests. So, the same people ordering the arrests are the ones who prior to arrest or bail application have already tried to rig the bail application:

1. The false theft charges. Malicious prosecution 1. Left alive by Hout Bay. Courtesy of WDS & Mr. & Mrs. Broad. Docket kept live despite case clearly closed.
2. The false theft charges. Malicious prosecution 2. Left alive by Camps Bay. Courtesy of MSDisberry & WDS. Charge laid solely to complicate bail and docket kept alive despite there clearly being no case
3. The immigration charge/issue. Courtesy of MSDisberry and WDS and their theft and retention of passport 1 and 6 months later their theft and retention of the passport two. Having instructed Denis and Johan to take it. For which they have never been charged and still hold my newer passport. Making it impossible for Mr. Russell to get a visa extension,
4. Monterey civil proceedings. Courtesy of Mr. Schaffer (Plus illegal eviction courtesy of WDS during this remand)
5. Jason Chaffaitz. – Dec 21. Investigating officer had already said could he see no case. Kept alive by Camps Bay. Courtesy MSDisberry/WDS
6. JSandler – Dec 21. Investigating officer had already said could see no case. Guest cancelled and used excuse was impossible to travel to SA. Despite the fact bans had been lifted and other guests travelling from same city. No refund due where guests cancelled outside of the travel ban of first two weeks of Covid. The fact he went into Camps Bay and laid the charge shows he came to Cape town. Something the Investigating officer also commented on. Kept alive by Camps Bay. Courtesy MSDisberry/WDS
7. Articles in press 1 – NEWS24. Courtesy of WDS
8. Articles in press 2 – NEWS24. Courtesy of WDS
9. Articles in press 3 – NEWS24. Courtesy of WDS
10. Online Petition at Change.org – courtesy of Mario Boffa and ESS/WDS so he could try to shift blame from themselves when guests found out they had been defrauded and point to us as the scammers. Despite the fact they banked every cent and kept every cent.
11. Protection Order – Courtesy of Keith Broad and WDS, obtained.
12. The 11 cases detailed. Fabricated evidence courtesy of WDS. Contrary to the statement all 11 paid into Cape Exclusive only 1 did. We suspect at least 8 paid into the Mario/Johan/Denis agency.

FINANCIAL AUDIT

The financial audit obviously covers issues like cash reserves assets overall spending sounds coming into the account and leaving the account etc. As you will have seen it clearly shows that the rumour spread by WT us that there are secret accounts is entirely fabricated the autism trail clearly shows no sums of any description and any amount coming in or out in any account that cannot be accounted for and are in any way unusual. What the audit also shows beyond any doubt is that for the entire duration of the portfolio net wealth has decreased and then decreased markedly.

When I first came to Cape town, I had an extensive art collection and extensive collection of investment watches and jewelry including precious stones and multiple other assets. Both establish the portfolio in the

beginning and to subsidize it there after these have been depleted to the point that there is almost nothing left.

Rather than showing an inflow of capital of any description there is a clear outflow of both capital and assets. As the auditors commented it is clear that assets accumulated over the previous decades and had to be liquidated to keep the for folio afloat the rent paid, and the staff's wages paid. There is absolutely not a shred of evidence of one of the other absurd rumours spread by WDS of duplicate of secret profiles. The absurdity of the suggestion itself that you could have a profile whose purpose is to market and advertise securing interest from the public in a product and do so secretly is clearly nonsensical it will be like having a secret shop. Not only has an extensive search of the internet never produced a single duplicate profile not by us and by the dozen or so people who watches hoping we put a foot wrong but there are no duplicate secondary or reserve platforms or profiles of any kind.

Much of the problem stems from the fact that room is started by some if repeated often enough are accepted by others as fact. A point in fact being the absurd remove it somewhere and fisherman's bend was a suitcase stuffed with cash and black diamonds. As far as I am aware that particular rumour was thought up by Paula to motivate others to get involved and on her side by tapping into human greed.

likewise, the rumour about secret accounts and duplicate profiles. Other than the words coming from somebody's lips there has never been a single example I'm not a shred of evidence of anything remotely close existing full stop but repeated often enough it seems now to be accepted as fact and rather than concluding that an exhaustive search of the internet and have bank accounts has found none of these things people weather because they enjoy a conspiracy theory will because they agreed will not allow them to accept these things simply don't exist. Rather than accept all of the evidence clearly shows that they were fictitious from the start people's greed scenes to stand in the way of them letting go of the idea and they convince themselves that rather than not existing they have just simply been had hidden extremely well.

I am quite sure that most of the reason there was an armed raid on the property and that every square inch was torn apart was to find this mythical suitcase of diamonds in cash. Or I will stay the place apart and Wales when you open the drawer with paperwork in it ignore it and go on to the next drawer.

I have only ever had one bank in Halifax and even an undergraduate accountant would be able to tell from that that there were no sums being siphoned in or out. All that account shows are a bank account in overdraft for the vast majority of the year where the important things such as healthcare gym life insurance pension bouncing on a regular basis.

Somebody with hidden wealth or flush with cash or with a suitcase of diamonds does not allow payments to bounce let alone such important ones.

Rather than gaining financially in any way whatsoever from the portfolio it is been the single biggest factor in depleting me if everything that I had own and have built up to the point where at the most recent arrest and bail application had it not been feeling my mother lending me the money to pay the lawyers fees, I would not have had a private attorney. And in South Africa on a complicated case like that the state attorney would have meant months and years of remand full stop so all these people suggesting that I keep these millions so secretly hidden and guard this secret so seriously that I would sacrifice my own liberty and stay in Pollsmoor rather than access these funds

The fact that the police seem to buy into these rumours and intern persuade the prosecution that there may be some busy to them I'm not sure whether that is an indication of them being in the pay of the consortium

lazy investigation on their part or some kind of herd mentality where if enough people say something it must be true.

But have the police done any formal investigation they would have concluded long ago there were no secret accounts or hidden millions. It was many occasions over the course of the last year where we could barely afford to buy food for the house and plenty of occasions where it came down to a choice between food for us all the dogs. But unfortunately, were the police to have ever investigated any of this properly or ever looked into evidence that disproved the theory they decided to hitch their wagon to they would know with this. But not one police officer has spent a single moment looking for anything that could undermine the conclusion they made at the outset. Or should I say the conclusion they were told to reach at the outset?

Whether it be out of a moral compunction all the ability to sleep well at night for a cold hearted and calculated commercial who won the gave the semblance of a chance of rebuilding reputation are people seriously suggesting that I have these secret millions and rather than dip into it and pay off 2 million or 2 million or whatever the total figure is of the totality of any sums in dispute or not returned that I would choose not to instead keeping the secret millions in some account and putting myself through a living hell

It says more about other people's mentality and their own priorities that they would assume anybody would be so stupid or so selfish.

I would like nothing more than to sit down and write a big fat check but cleared every single liability we have ever had even where it was not legally do or I disagreed that it was due simply to have a chance at a normal life without being the target of it doesn't peoples best efforts to ruin me my name and my finances and anything they can to do with my life. DS/ Mr. Broad based entirely on perjury.

At the bail application hearing at the outset an attorney for Mr. Moonsamy and Mr. Broad stood up and objected to my use of the Fisherman's Bend and Leirmans Road properties saying I was not allowed to return, this in and of itself represented an illegal eviction, if anyone doubted the arrest was precisely that.

THE REAL REASONS FOR THE ARREST AND SAPS COLLUSION WITH PRIVATE INDIVIDUALS IN SEURING PRIVATE OBJECTIVES (MAINLY FINANCIAL)

The date of the arrest was chosen by Mr. Moonsamy and Mr. Broad via WDS to suit a number of needs. The date of the arrest in itself shows the instruction to arrest came from outside of SAPS and from within the group. To suggest otherwise would be to ignore all the facts and suggest the biggest coincidence ever:

1. To execute an illegal eviction of 16 Leirmans Road under the guise of an arrest. To allow Keith and Inga Broad to void the court order of a couple of weeks earlier postponing the hearing 6-9 months (for inclusion of oral evidence) and allow them to apply for judgement and eviction in my absence. An application they had prepared prior to the arrest to launch as soon as I was arrested. Thereby avoiding them waiting 6-9 months for an outcome that was uncertain and spending R200k+ on civil proceedings.
2. To execute an illegal eviction of 32 Fisherman's Bend under the guise of an arrest. To allow Mr. Moonsamy to take over 32 Fisherman's Bend. The first year's term of a two-year lease had just ended for which payment was made in advance. Making taking back the property legally was impossible. In the small window between the end of year one and full payment for year two there was a one-off opportunity to take the property and justify repossession by pointing to the years rent requiring to be paid in full. That window would have closed just a few days later.

3. Timed precisely as the letter from Mr. Moonsamy's attorneys giving 7 days' notice expired.
4. Time precisely to come after the payment of R250,000 rental payment and before the balance was going to be paid later that week. As had the rent been fully up to date taking the property would have been impossible once more and for another year.
5. Timed precisely so that the new owners could have their family vacation at the property. Having booked a few months beforehand to stay in Cape Town from mid-December to end March as I am told they do each year. The original request had been if they and their family could have the whole villa for the period and I would be given a rental holiday for that same period to vacate. However, id explained that having had such a terrible year as a result of the consortium's attacks we needed the revenue the summer season would provide so I would help if I could, but it was likely to be almost impossible as both villas at the property (East and West) would be rented. The request was amended to if there were spare rooms, but the same problem would apply. As such, the only way therefore for them to stay and take the whole villa for their family which was their clear preference was to have me removed. Which they did and a couple of days later they landed and moved in with their family as planned
6. To decapitate the booking system just as the period leading up to the peak period started. Thereby ensuring none of the peak season's diary or bookings could be altered, reallocated, upgraded, transferred, cancelled, or refunded. Knowing the complete chaos this would cause. And knowing such an abrupt and unexpected end to all income overnight and the inability to make changes would result in potentially dozens of groups losing bookings and deposits.
7. Timed as summer season started to deny us the R10 million of revenue we would have banked over that period. Our first opportunity since the disaster of Omicron in November/ December of the previous year to generate any excess funds to repay past obligations. Having already discussed with our attorney Louis Herbert setting up a formal corporate structure whereby all ongoing liabilities like rent, utilities, staff wages would be paid and whereby all profit would go into a separate client account managed by them so we can pay past obligations including refund of deposits. Mario was aware of the idea and told Jhan and Denis who were quick to tell WDS and Paula. They had attacked us so often and so successfully throughout 2022 that we never made a cent profit. In fact, a loss. So, they knew the peak and summer seasons were our chance to regain stability, solvency and repay debts. As such, by arresting me just as the summer season started it ensured yet again, we did not have the funds to meet current or past obligations including deposit return or booking refunds. Clement was also aware of the plan and as he was approached by WDS and flipped sides prior to the arrest he will have been sure to tell WDS.
8. Timed to take away the three villas we had left so that guests would turn up with no villa to stay at so they could then point to this as evidence of a fraud. Purposely deceiving the guests into believing they have been scammed telling them we took their money fraudulently because we did not have any villas, convexity omitting to tell them the reason we didn't have any villas was due to them illegally evicting us.
9. So, Mr Broad can sell the property to clear huge debts has been his priority for the outset. When I first rented it was valued at R22-25 million. He needed R29 million to sell it and had no interest. As a result of my refurbishment (which he astonishingly and consistently lies to the court and refers to it as tenant damage) the property was put on the market immediately after my arrest for R31 million. And in the sales literature, its heroes and highlights the works I did to the property to sell the property. From what

I have learned I don't think he had any intention of seeing through the 5-year tenure but in effect wanted a free refurbishment and once I had finished, he began his campaign to remove me. With the first of many illegal evictions starting just two months after we moved in. when the rent was up to date as it was for all the first 9 months during which there were 6 illegal evictions, several assaults and breach of my protection order.

10. So, Mr Moonsamy and his friends the new owners could benefit from the uplift in rental income. I was paying R100k a month. As a result of the investment of money and time in transforming the property it could now generate R500-900,000 per month
11. To ensure Mr. Moonsamy and Rajeev Vasant Sheth and Krashani Deoshini Naidoo were able to take over the property with all of my possessions, contents, furniture, and artwork which incarceration made possible. For me to leave and leave with all the contents would immediately result in the property losing all the things that made it look so special. The inventory details over 1,700 items, that would require a very significant amount of money and time to buy again. As well as require someone with an eye for design. By having me arrested they got to keep everything in the property rather than lose it. Despite requests to return my property they have failed to

After the arrest, as the new owners Rajeev and Krashani were moving in the team (Mr. Moonsamy, WDS, Inga Broad, Rajeev and Krashani) met at Fisherman's Bend to celebrate the success of the eviction and arrest, for an update from WDS and agree the plan going forward.

Clement the housekeeper was present. This group had already told him some time ahead of the arrest what they planned and when and he was bribed with extra pay and rewards if he switched sides and assisted where needed.

WDS was heard to say "we have nailed him. He is not coming back this time".

Inga Broad was especially grateful. Having placed and pursued the fake theft charge and failed to get a longer period in prison she was especially happy their efforts this time would result in months or years in prison. She could now sell her property, cash in on the R6 million I had added to it, keep all my changes, furniture, and contents and even artwork. Hide the fact she had put a man in prison for things she knew he did not do. Pretend to her friends she was the victim.

I find it the most distasteful that Rajeev and Krashani would have someone jailed and in Pollsmoor just so they could have exclusive use of the villa for their three months stay. This I must admit blows my mind. Sat in my home, enjoying the transformation I created, much of it physically myself, my furniture, my accessories, bedding everything. and have no guilt about what they had done. And if WDS's plan had gone as he hoped I had rotted there for months or years. Knowing all that I had done to the property and the value and magic I had added to their home. It shows an astonishing level of callousness and cruelty.

[please note that the reoccupation of the property 16 Leirsmans Road which happened on the day of the arrest by WDS, Broad etc. was in direct violation of the interdict and judgement of the 4th of August.

Illegal eviction 1 - the arrest. The arrest itself was in fact an illegal eviction disguised as an arrest. To create vacant possession instantly and remove the tenant as an opponent to immediate or future occupation.

The owners seek to hide behind the arrest s pretending they had no role in these and that the timing is simply one colossal coincidence. But even if you out to one side the arrests various actions that followed constituted an illegal eviction on their own right.

Illegal eviction 1. The physical entry to the properties and occupation of them by the landlords

Illegal eviction 2. Ollie, girlfriend, and housekeeper

Illegal eviction 3. Raj and

Illegal eviction 4. Objection at court

Sales renovation, works.

If the arrest came as a surprise and they were not involved, then standard protocol would be for the assess quo to remain until it was established when tenant may return and where necessary court order obtained.

COURT APPEARENCE

What all of this demonstrates is a) these people (individuals, paid Pls, police) will do whatever it takes to achieve their goals b) the very unhealthy obsession of Paula, WDS, Inga etc. that drives them to do things no normal person would ever consider, c) the illegal ways in which they conduct themselves, cleverly disguised as legal or legitimate, 4) the essential component of police corruption without which much of what they have done would not be possible and without which they would not be able to act with impunity, 5) because of their connections, numbers, resources, there is very little I can do to fight back or defend myself. As a result of this confidence their list of crimes has grown with no consequences for them whatsoever. They have no issue with a liberal use of perjury, inventing evidence, lies, perverting the course of justice, using the SA state as a personal weapon, using my visa status that they created,

Rental payments

It is worth making a specific note on the above point, as it is an accusation made so often and an excuse used so frequently to justify so much of the illegal, immoral, and abusive behaviour of Mr broad and WDS. The rent for October, November, December January. February, March, April, May, June we always paid quarterly in advance and were up to date throughout. Never at any point were their arrears during these months. The rent for July was withheld after it became known that Mr broad and WDS were planning moves outside of the legal system. Undertaking was sought before payment would be made and those undertakings were not provided. The reason becoming clear when on the 22nd and 24th July was on behalf of Mr broad stormed the property with 8 thugs to illegally evict the occupants. Resulting in a high court order, interdict, and punitive costs.

In retaliation, and to scupper the high court order, WDS and Mr broad obtained a protection order based entirely on perjury (see screen shots) by turning the truth on its head and claiming Mr broad was in fact living at 16 Lemans with his family and that the security sent to save the housekeepers from attack were in fact thugs sent to 16 Leirmans road by Mr Russell to intimidate him at home. The protection orders barred Mr Russell or staff from going within 500 metres of the property.

START

October 2021 - fully paid and on time.
 November 2021 - fully paid and on time.
 December 2021- fully paid and on time.
 January 2022- fully paid and on time.
 February 2022- fully paid and on time.
 March 2022 - fully paid and on time.
 April 2022- fully paid and on time.
 May 2022- fully paid and on time.
 June 2022 - fully paid and on time.

**July: 2 x illegal evictions by WDS and his 8 thugs, including multiple assaults **

August: protection order barring Mr Russell from going within 500 metres.

September: protection order barring Mr Russell from going within 500 metres.

October: protection order barring Mr Russell from going within 500 metres.

November: having received copies of the varied Protection Order removing the 500m rule Mr Russell reoccupies mid-November and begins work repairing the property after damage caused by WDS, thugs et al. spending R50,000.

December: Mr Russell completes the repairs works ready for season. But before season starts, he is arrested by WDS.

January 2023. In Pollsmoor courtesy of WDS, Moonsamy, Broad

February 2023 In Pollsmoor courtesy of WDS, Moonsamy, Broad

March 2023 In Pollsmoor courtesy of WDS, Moonsamy, Broad

So the question has to be asked, having paid rent in full and on time for each of the 9 months to July, having been illegally evicted from the property by WDS and the thugs, then barred being able to go within 500 meters of it for some months, then unable to use it due to the arrest detention and the fact WDS had physically move in and taken over occupation, it would be interesting to hear which months is it that Mr. Broad expect Mr. Russell to pay rent for and what might justify such an expectation?

ABUSE/ USE OF CRIMINAL JUSTICE SYSTEM TO ACHIEVE PERSONAL AND FINANCIAL AIMS OF PRIVATE INDIVIDUALS

Rather than spend hundreds of thousands on legal fees in the civil courts and wait months and years to get the hands on the millions I have added in the value of rent or house prices all they need do is pick up the phone and book an arrest. Having already spent the months prior to throwing huge resources at creating the impression of a fraud. And trying their best to create an environment where losses and financial damage result in unpaid debts to jump on as evidence of such.

Evidence is manipulated and manufactured. Witnesses threatened and intimidated. A public perception of a fraud is created. Guest is contacted, interfered with, poisoned. Staff are assaulted and threatened. Managers are threatened with 10-30 years in prison unless they sign witness statements written for them. Others are bribed. Guests who feel they are owed money are corralled into one amorphous group and told not to contact us, not to agree settlement, not to accept the villa swaps but to place their faith in Paula getting resolution.

But resolution for Paula, WDS et al means revenge and the property grabs. Then ensuring I am buried along with the truth and the real reasons behind their actions and the crimes committed while achieving their goals. The past guests are nothing more than ammunition for their campaign.

Had we been left to trade normally and without these attacks even on the most pessimistic scenario possible we would have had enough money to pay every liability, obligation, deposit refund, and had funds left over to begin paying me back for the millions I sunk in.

They are using the police and the criminal justice system to do what they could not do legally and do it pretty much for free. Paid for by the South Africa taxpayer.

And with far more effective results. Even if they could get eviction orders it would cost a fortune, time and like any tenant I would leave with all the contents I had bought and chosen. By using the criminal justice system, they get the property immediately and all of my contents, furnishings, accessories, artwork. And the year of my life I invested in transforming their properties.,

All that is required is for WDS to create enough of a prima facie case to get an arrest and then he hopes a trial.

It does not matter that once at court the holes in his evidence become apparent, or I produce all of the evidence (of which you have seen enough to know there is a very different truth out there), or their sinister and illegal methods come to light. The mere fact I am the accused in a fraud trial will finish me off and they hope my exhausted finances result in state attorneys and if they throw enough at it then something will stick.

It is not WDS that will have to fight the case. It will be the police and prosecution and he knows once committed they cannot turn back. With enough police on their side, enough witnesses threatened or bribed, enough unhappy guest they can say we intentionally short changed, enough damage or guests' bookings that couldn't happen that they created they hope enough to get a guilty verdict on any charge.

And each time an attempt fails. They switch personnel, police officers and stations so the attempts do not seem connected.

I am told after the first arrest and the various pressures applied to police Hout Bay refused to help WDS again. Sergeant Duna had already been shown to be complicit and his perjury meant he was tainted and no longer useful. Beverly was removed from the public line up after her methods and illegal collusion with Paula were exposed. So, they start with a new cast, a fresh set of charges and a new arrest.

WDS has already used the NPA twice. The first time at my first arrest, lying to them as to the facts and the strength of the case. As well as lying about the value of goods to alter the chances of bail and lying about the reasons why and how they came to have my passport.

They were lied to again this time. And I doubt WDS mentioned the immigration / flight risk element had already been tested in the previous bail application. They have told lies about the cases themselves.

But worse, WDS used the NPA on the day of the bail hearing on 19th December. The judge granted me bail. I was done and would have gone home that day. But WDS rung the Investigating officer to tell him to object and he or someone on his behalf rung or text the prosecutor telling them to object.

The reasons given were "at least five more charges coming in", and "some things from Paarl" Plus the flight risk issue."

On that basis the prosecution objected. And on that basis the judge called me back and refused bail. Setting down a date for 2023 for the matter to be heard.

Firstly, that was not the correct way to do it. I had been given bail. If there were genuinely other charges, then the police could have arrested me based on those. The first decision of granting bail should have been stuck to and not 'unstitched'.

Not surprisingly the "at least five new charges" never materialized in either the three months on remand or the four and a half months since the arrest. Because there were no new charges.

Nor has the mysterious "other matters from Paarl" ever materialized. Because there were no other matters

All of this was invented by WDS and passed via the Investigating officer for one purpose; to deny me bail.

Had I got bail I would have walked back into my home at Fisherman's Bend and it would have been near impossible to stop that, Mr. Broad would not have been able to launch a challenge to the recent ruling without my knowledge and without an opponent, I could have picked up the booking system and brought it under control, blocked dates, cancelled or refunded bookings, taken new ones for 2023 etc., paid the rent of the second years rent to Mr. Moonsamy ruining his one chance to take over the property, spoiled the new owners plans to occupy the property for three months, compromised the attempts of WDS, Johan and Denis to hide all evidence of what they had been up to, ruined the Broads plan to sell the property and capitalize on the R6 million, ruin Mr. Moonsamy's plans to capitalize on the changes to Fisherman's

And I would not have spent three months in that hell hole of a prison, lost my home, lost everything in fact and ended up with a legal bill of R450,000. On top of the R300,000 of last time

Have there been any consequences for WDS or the Investigating officer for this stunt? No.

Were there any consequences for WDS or the Investigating officer on the first illegal arrest and malicious prosecution? No

Will any of this stop WDS trying again? No.

And when he does, he will expect SAPS and the NPA to toe the line and do as told. He will present both with half a story in the hopes they will run with it. And on the basis if he tries often enough something is sure to succeed.

This is not the fair prosecution of a crime. It is the persecution of an individual. And one that has been ongoing now since 2021.

How do I get my life back? Or my reputation? How do I get back the millions spent on civil and criminal legal fees? The tens of millions lost in the revenue not banked. Or the furnishings, accessories, artwork that I spent a year creating and my life savings on? How do I get my life savings back for that matter or the art collection I spent a lifetime building and sold to fund the villas? how do I get the relationships back of people who no longer even speak to me having seen so many articles now and petitions they think it's real

How do I recover or change the perception they have so effectively created of me in the minds of guests or the public. I can't even get some guest to respond to emails trying to refund their money because they have been convinced, I'm a dangerous and evil scammer, wanted by Interpol and sitting on scammed millions.

Every guest who could not get their stay at Llandudno Legend East, Llandudno Legend West and Llandudno Luxe after my arrest and the illegal evictions has been told by WDS that I defrauded them. That I took their money a) on villas that were not mine to let and b) with no intention of ever honoring their booking and c) I did so intent on keeping their money. And SAPS have been more than happy to cooperate in this deception.

How? A) the villas were mine at the time we took the bookings, b) every booking would have been honored, we had three villas so enough capacity of 80 times more bookings over the year than we took and any we could not accommodate on their chosen dates would have been reallocated villas or dates or refunded. Apart from anything else, to not do so would have been commercial suicide, c) the booking system I designed which meant every single booking was via Booking.com, with most paid by secure methods of payment that gave the guests and not us the right of refund. All of which were underwritten and in my personal name.

The booking.com profile, which we had had for two years, was in my name. Any wrongdoing would have resulted in the account being closed and the loss of R10-20 million of future bookings. Importantly, had any wrongdoing been reported in the previous two years the account would also have been closed?

Any sums paid out or refunded by Booking.com would have been deducted from our account which would include the millions of revenues for current and bookings which come in daily. In the three weeks I had had control back we had R6+ million of 2023 bookings yet to invoice and I would have had the whole year sold by the end of January. R15-20 million. If I had swindled guests over the coming weeks all that would have been lost forever.

And where any guests paid by card again, the processing account was in my personal name meaning I am personally liable for any deficit. Where any guest didn't get their booking or was not reallocated a villa or dates or had not received a refund that was due, then with one phone call to their card company he sum would be refunded via a chargeback which would come off the balance of my account.

So, there were multiple protection mechanisms in place. And any funds received were either kept in the receiving account or on directly related outgoings, such as rent for the villas, staff wages and guest related supplies. So, there were no funds whatsoever being siphoned or diverted. Not only would it make no sense to scam a million to lose R20 million, but the system was designed so there is literally no possibility or way in which I could have kept a cent or avoided returning any money due.

Although clearly, there is no way a system could be designed that can sustain what they did to me and it. By taking away the villas in one second, they removed every cent of current and future revenue.

If we were busy scamming people, then there would have been hundreds of guests covering the months from December 2022 to December 2023 who lost large sums of money. I estimate as many as 80 bookings will have been affected by the illegal evictions of the 14th of December, representing 400+ people and many millions. Yet, once the last of the payments made by card are refunded (which I have been trying to do despite being made intentionally difficult by DWS and police not giving equipment back and telling guests not to communicate with me), and despite the eviction/arrest wiping out all revenue immediately and removing the entire basis on which future revenue would be generated, rather than hundreds it will likely be just two or three left whose refunds would be due and paid from the FNB corporate account which is currently frozen as a result of one of those reporting the fraud to his bank as instructed by WDS. Although once unfrozen even that would be settled

What this shows is how robust the system is. If you imagine the system further down the line, then it is even more robust as revenue and bookings accumulate and reserves increase. It also shows there was no siphoning

or diverting of funds. Otherwise, such a complete and immediate shut down like that would have left dozens of bookings and millions of Rand short when refunding.

WDS hoped that by decapitating the whole system, creating chaos, and cutting off every cent of fresh revenue, that dozens of guests would be left owed money that we could not afford to repay. Then he would point to these as fraud, conveniently omitting to mention he caused the chaos and the complete cessation of income.

Importantly, 1) they knew the platform we used. They had seen the adverts. We were only using one. They already had Clement spying for them. (And instructed to let them know when we had stopped taking new bookings and begun to sort, allocate, cancel current ones). They had had guests place fake bookings to try to catch us out or complicate the diary. Mario had done so as well. Mario, WDS and Johan/ Denis all posting screen shots online saying it was a scam. 2) they knew how to contact the platform. Each of the consortium has at one time or another called the platform to try to get profiles removed (usually with lies saying the villas were not real). They had the number which is easily attainable anyway. They had called the platforms on two dozen occasions in the past.

So, bearing all this in mind the question has to be asked: Why did they not make one call to the one platform we used to tell them the villas were now in the possession of the landlords so that the platform could contact the guests and let them know. And either find them a replacement villa or sort refunds or get the refunds via their cards? Thereby avoiding as many as 80 families traveling very long distances only to find out after they arrived that the villa was no longer in our possession.

With twenty-four average holiday slots per month and a year's diary to book out, it was quite conceivable that had we booked out the majority of the year then as many as 300 family holidays could be booked for the bookable diary ahead. Every single one of those families would have turned up to find they had nowhere to stay and far too late to get credit card or banks refunds in the hour or so they would have had to get another villa.

I was in prison; the equipment was with the police, so WDS and those celebrating their success in stealing the properties and their contents knew I was incapable of letting the platform know. The documented attempts by WDS to extend the period of incarceration as long as possible could have resulted in hundreds or thousands of guests being affected. Including those who would have thought they had booked a stay after the arrest when no one was managing the system.

The answer is simple: because that would have avoided the chaos, damage, and heartache. Because it would have meant they could not create fresh victims and thereby the impression of a scam. They could not write yet more articles or posts online. They could not capitalize on guests turning up after a long journey expecting their stay and the distress they caused. They would lose the opportunity to grab guests when they arrived, convince them of a scam and convince them to file a police report.

[see the notices WDS put on the villas telling guests they had been scammed and asking them to call WDS. Despite the fact that when taking bookings, the villas were under our control, not the landlords]

Never once mentioning to these guests that they had taken over the villas, that the villas were mine to book at the point we took their booking. And never advise them of the various options to either get a new villa or card refund or their money back. Or tell them it was they who chose not to inform the platform.

Literally, not only purposely creating a situation whereby guest would turn up to find the villa was no longer mine to let but also diverted away from the various solutions our system had in place to protect and refund them with the intention of causing them financial loss.

Were that not their goal any normal or decent person would have contacted the platform. One phone call would have saved dozens and dozens of guests the ordeal of arriving with nowhere to stay.

WDS, Mr. Moonsamy, The Broads, Rajeev and Krashani should be exposed for the callous, cruel, evil people that they are.

How can they have casually at in their properties, enjoy their Christmas, New Year and 2023 knowing that week after week families would arrive, expecting to check in and start their holiday only to find out they were homeless and very likely without the funds to secure a replacement. Which in peak season and summer season to fund a villa to check into on the very day you need to move in would be more challenging than Mary and Joseph trying to find room at an Inn.

But DWS needed guests turning up at properties. Distressed, angry, crying, He needed guests to be, made to believe they had been scammed. He needed guests to lay charges with the police.

And he also needed to dissuade guests or subtly divert them away from resolution. If they were our guests, they can only have come via Booking.com. and if they were out guests then it is highly likely they paid by card. As such, one call to Booking.com would have either secured a replacement villa or refund. One call to their card company would have secured a chargeback/refund. So, whilst neither option would negate the upset or inconvenience it would at least remove any financial loss and ensure the holiday could be as planned. So, whilst the first day would have been horrendous the worst outcome would have been avoided.

By telling guest they had been scammed, they were one of hundreds, the money was lost, they stood no chance of recovery, their only option was to find a villa themselves, and fund it themselves.

[informed let to paying guests but cannot yet confirm] TBC.

THE ATTACKS ON PERSON, BUSINESS AND FINANCES FROM NOVEMBER 2021 TO PRESENT DAY

MONTH	YEA R	ISSUE	ISSUE	ISSUE	ISSUE	ISSUE	ISSUE
October	2021						
November	2021	Omicron					
December	2021	K Broad. Illegal eviction. No1	Omicron	Refunds	Costs short lease villas	Legal fees	G Broad
January	2022	Airbnb. Consortium pull down. 1	K Broad. Illegal eviction. No2	Refunds	Omicron	G Broad	

February	2022	Airbnb. Consortium pull down. 2	K Broad. Illegal eviction. No3 & 4	G Broad	Cancellation s. Refunds	Airbnb. Consortium pull down. 3	
March	2022	Airbnb. Consortium pull down. 4	Keith Attack	Protection order	Cancellation s. Refunds	Airbnb. Consortium pull down. 5	
April	2022	ALL PLATFORM S	ALL PLATFORM S	ALL PLATFORM S	ALL PLATFORM S	ALL PLATFORM S	ALL PLATFORM S
May	2022	ALL PLATFORM S	ALL PLATFORM S	ALL PLATFORM S			
June	2022	ALL PLATFORM S	ALL PLATFORM S				
July	2022	Illegal eviction No.5 & 6	Court fees	Cancellations	Refunds	Compensation	Airbnb. Consortium pull down. 6
August	2022	Arrest	Detention	Intimidation	Refunds. Cancelled bookings	Illegal eviction 7 Monterey	Business collapse
September	2022	Airbnb. Consortium pull down. 7	Airbnb. Consortium pull down. 8	Airbnb. Consortium pull down.9			
October	2022	Airbnb. Consortium pull down. 10	Airbnb. Consortium pull down. 11	Airbnb. Consortium pull down. 12	Mario, Johan, Denis embezzle R750-1.2 million	Guest contact/sabotage	Online and insta campaign
November	2022	Airbnb. Consortium pull down. 13	Airbnb. Consortium pull down. 14	Mario, Johan, Denis takes all rental income, leave, continue to scam. No systems in place.	Online and insta campaign	Guest contact/sabotage	Boffa petition. Consortium database hack
December	2022	ARREST	ILLEGAL EVICTIONS . 8 & 9. = BUSINESS COLLAPSE	PROPERTY AD ASSET THEFT	CANCELATIONS AND REFUNDS	LEGAL FEES	Mario, Denis, Johan scam and fail to return revenue
January	2023	Detention, no system, management, or personnel. No villas left					

February	2023	Detention, no system, management, or personnel					
March	2023	Detention, no system, management, or personnel					
April	2023	Legal fees	No income				
May	2023	Legal fees	No income				

LOSSES, DAMAGE AND VICTIMS CREATED BY WDS, SAPS AND CONSORTIUM

This is addressed in the document of the same name. Example below. Detailing the losses inflicted and the impact on the hundreds of guests affected. This document and table focus on the impact on guests. It blows apart the argument of the consortium that anything they have done has been in the interests of anyone other than themselves and least of all guests.

THE VICTIMS AND LOSSES CREATED BY WOUTER DE SWARDT, HIS CLIENTS AND SAPS

MNT H	ISSUE	ISSUE	ISSUE	ISSUE	ISSUE	ISSUE	ISSUE	ISSUE	ISSUE	ISSUE
Oct										
Nov	Omicron	Enquiries collapse Revenue dries up Disputes over right to free cancellation begin								

Dec	K Broad. Illegal eviction. No1., KB	2 x families holiday cancelled at the last minute	KB ILLEGAL EVICTION	Other bookings cancelled to create breathing space in the diary in case a repeat happens	Omicron	Disaster and damage of extinction level. COMPLETE COLLAPSE IN REVENUE WITH FUNDS FLOWING OUT OPTIONS ARE SEVERELY LIMITED.	Systems, expansion, sabotage	The rapid expansion of the number of bookings nights by over 500%, combined with inadequate systems and then Omicron chaos cause major problems that in the absence of any revenue cannot be fixed	G Broad & Cape Luxury assume control as agents. Cousin of Keith Broad. During their brief management the number and value of lets is the lowest ever recorded and expenditure is the highest	Day to day expenditure triples while booking and revenue are 80% below what they should be during their management
Jan	Airbnb. Consortium pull down. 1. PD, PVW	All current Airbnb bookings automatically cancelled. Profiles online for duration of investigation	K Broad. Illegal eviction. No2	Family holiday cancelled at the last minute. Others cancelled to ensure breathing space in diary	Omicron. PD uses the disaster to gather none who didn't receive a refund (due or not due) as ammunition	The less than honest motives behind creating this group and the active discouragement from dialogue as well as the secret nature of the group denies many a route to payments and importantly to date changes	G Broad. Cousin of Keith Broad. During their brief management the number and value of lets is the lowest ever recorded and expenditure is the highest	and of the expenditure 9 out of the 10 biggest items related to invoices for Gail Broad her husband, friend Jenny etc.	Gail Broad. Misappropriate the sum of R178,000 and fail to return that and circa R300k of bookings that come in after their mandate is terminated	Guest bookings cancelled. IMPORTANTLY, the first month of 2023 which should have seen every villa full and at premium rents was a lettings disaster. Thereby undermining the plan to settle obligations from 2022 with rental income from 2023
Feb	Airbnb No. 2 Consortium pull down the account by claiming one of the villas is a fake. PD, PVW,	All current Airbnb bookings automatically cancelled. Profiles online for duration of investigation	K Broad. Illegal eviction. No3 & 4. KB.	Guests bookings cancelled for the 2 weeks plus others cancelled to make space in case repeat	Airbnb No. 3 Consortium pull down the account by claiming one of the villas is a fake. PD, PVW, WDS	All current Airbnb bookings automatically cancelled. Profiles online for duration of investigation	G Broad. Cousin of Keith Broad. During their brief management the number and value of lets is the lowest ever recorded and expenditure is the highest	and of the expenditure 9 out of the 10 biggest items related to invoices for Gail Broad her husband, friend Jenny etc.	COMBINED EFFECT:	AGAIN, ATTACKS ON REVENUE UNDERMINE THE PLAN TO CLEAR 2022 OBLIGATIONS

Mar	Airbnb No. 4 Consortium pull down the account by claiming one of the villas is a fake.	All current Airbnb bookings automatically cancelled. Profiles online for duration of investigation	Keith attack. FORCEABLE ENTRY TO PROPERTY, THREATS MADE, Mr. BROAD REMOVED	Bookings cancelled	Airbnb No. 5 Consortium pull down the account by claiming one of the villas is a fake. PD, PVW, WDS	All current Airbnb bookings automatically cancelled. Profiles online for duration of investigation	Protection order obtained against Keith Broad	An estimated R1 million rand wasted on attorney fees in 2022. as a result of Mr. Broad's greed. The lie about there being rental arrears was precisely that a lie	COMBINED EFFECT:	AGAIN, ATTACKS ON REVENUE UNDERMINE THE PLAN TO CLEAR 2022 OBLIGATIONS
Apr	CONSORTIUM MESSAGE EVERY PLATFORM WITH LIST OF LIES: RESULT = EVERY PLATFORM TAKEN DOWN	R3 MILLION IN CANCELLATIONS, ALL REVENUE CEASES, ALL BOOKINGS CEASE. AS MANY AS 50 HOLIDAYS CANCELLED.	ALL PLATFORMS REMOVED	As many as 50 family holidays cancelled. Operation of The Hub thrown into complete chaos	ALL PLATFORMS REMOVED	All reserves quickly utilised to keep afloat. After reserves used fall into arrears on rents, utilise and housekeeper and supplier wages	ALL PLATFORMS REMOVED	AGAIN, ATTACKS ON REVENUE UNDERMINE THE PLAN TO CLEAR 2022 OBLIGATIONS		
May	ALL PLATFORMS REMOVED	NO BOOKINGS OR REVENUE WHATSOEVER	ALL PLATFORMS REMOVED	Redundancies follow	ALL PLATFORMS REMOVED	AGAIN, ATTACKS ON REVENUE UNDERMINE THE PLAN TO CLEAR 2022 OBLIGATIONS				
Jun	ALL PLATFORMS REMOVED	NO BOOKINGS OR REVENUE WHATSOEVER	ALL PLATFORMS REMOVED	Redundancies follow	ALL PLATFORMS REMOVED	AGAIN, ATTACKS ON REVENUE UNDERMINE THE PLAN TO CLEAR 2022 OBLIGATIONS				
Jul	Illegal eviction No.5 & 6. 22 & 24 JULY. WDS AND HIS TEAM OF 8 "SECURITY PERSONNEL" (THUGS)	DOZENS OF GUEST BOOKINGS CANCELLED	Airbnb. Consortium pull down. 6	Guest bookings cancelled. Including some last minute. More financial damage = even less funds to settle obligations	Airbnb. Consortium pull down. 7	Guest bookings cancelled. Including some last minute. More financial damage = even less funds to settle obligations	GENERAL	AGAIN, ATTACKS ON REVENUE UNDERMINE THE PLAN TO CLEAR 2022 OBLIGATIONS		

Aug	ILLEGAL ARREST ON 4 AUGUST. ILLEGAL DETENTION IN POLLSMOR	Detention	PROTECTION ORDER OBTAINED BY WDS AND Mr. BROAD BASED ON PERJURY.	MORE BOOKINGS CANCELLED AS PROTECTION ORDER PROHIBITS Mr. RUSSELL OR STAFF GOING WITHIN 500M OF PROPERTY	INTIMIDATION AND HARRASSMENT OF PERSONAL AND "WITNESSES"	Staff intimidated and told lies, leave while Mr. Russell is in prison unable to demonstrate these are lies	Illegal eviction 7 Monterey. The villas are taken over (locks changed)	All guest bookings must be cancelled		
Sep	Airbnb. Consortium pull down. 7. PD, PVW, WDS	Guest bookings cancelled. Including some last minute. More financial damage = even less funds to settle obligations	Airbnb. Consortium pull down. 8	Guest bookings cancelled. Including some last minute. More financial damage = even less funds to settle obligations	Airbnb. Consortium pull down. 10	Guest bookings cancelled. Including some last minute. More financial damage = even less funds to settle obligations	Online and insta campaign. PD, PVW, WDS. Setting up of fake profiles with the same names as the villa profiles and plastering the profiles with references to scams	Guest panicked. Either cancel or keep the booking and stress to the point of arrival		
Oct	Airbnb. Consortium pull down. 10. PD, PVW, WDS	Guest bookings cancelled. Including some last minute. More financial damage = even less funds to settle obligations	Airbnb. Consortium pull down. 11. PD, PVW, WDS	Guest bookings cancelled. Including some last minute. More financial damage = even less funds to settle obligations	Guest contact/sabotage. SCARE TACTICS. PD, PVW, WDS	Guests who cancelled having been told it's a scam who then lost their deposit as "listening to gossip" isn't a valid reason for withdrawal	Mario, Johan, Denis takes all rental income, leave, continue to scam. No systems in place. MB, JS, DD	R750,000 to R1,200,000 embezzled between beginning October and end October. All bookings taken cannot be honoured as no payments received by host	Guest contact/sabotage: PD, PVW, WDS continue to contact guests due to stay to tell them it's a scam and push them to cancel or switch booking to the property of PD/PVW	Guests cancel their own bookings out of fear of scam. Some not committed funds yet, others have.
Nov	Airbnb. Consortium pull down. 13 (PVW/PD/WDS)	Guest bookings cancelled. Including some last minute. More financial damage = even less funds to settle obligations	Airbnb. Consortium pull down. 14. PD, PVW, WDS	Guest bookings cancelled. Including some last minute. More financial damage = even less funds to settle obligations	Mario, Johan, Denis takes all rental income, leave, continue to scam. No systems in place.	R750,000 to R1,200,000 embezzled between beginning October and end October. All bookings taken cannot be honoured as no payments received by host	Online and insta campaign. PD, PVW, WDS	All bookings taken cannot be honoured as no payments received by host	Guest contact/sabotage: PD, PVW, WDS continue to contact guests due to stay to tell them it's a scam and push them to cancel or switch booking to the property of PD/PVW	Guests cancel their own bookings out of fear of scam. Some not committed funds yet, others have.

Dec	THE ILLEGAL EVICTIONS OF THE VARIOUS PROPERTIES, DISGUISED AS AN AREST. Detention, no system, management, or personnel. No villas left	Bookings on Llandudno Legend East, Llandudno Legend West, Llandudno Luxe:	All no longer possible. Removing on average of 24 holidays (24 family vacation slots) slots per month	Housekeeper evicted, loses his home and job. Olly and girlfriend evicted, lose their home	Estimated anywhere between 30 and 60 facility holidays already booked are ruined	WDS & SAPS intentionally fail to inform Booking.com of the change of control of the villas. In the hope as many guests as possible will turn up	Unknown how any families turned up expecting to stay between December and April. Estimated at circa 40.	Mario, Denis, Johan scam enterprise: Advertising Llandudno Legend East and West when had no permission to and no ability or attention to honour bookings	Estimated 40-60 bookings taken by them. Circa 8 of the 11 guests in WDS dossier paid Mario et al. Estimate 2-3 million scammed by Johan, Denis, Mario
Jan	THE ILLEGAL EVICTIONS OF THE VARIOUS PROPERTIES, DISGUISED AS AN AREST. Detention, no system, management, or personnel. No villas left	Bookings on Llandudno Legend East, Llandudno Legend West, Llandudno Luxe:	All no longer possible. Removing on average of 24 holidays (24 family vacation slots) slots per month	WDS & SAPS; To protect the plan to create as many victims as possible guests are dissuaded from the routes to refunds	Estimated 20+ families discouraged from the correct route for full refunds,	WDS & SAPS intentionally fail to inform Booking.com of the change of control of the villas. In the hope as many guests as possible will turn up	Unknown how any families turned up expecting to stay between December and April. Estimated at circa 40.	Mario, Denis, Johan scam enterprise: Advertising Llandudno Legend East and West when had no permission to and no ability or attention to honour bookings	Estimated 40-60 bookings taken by them. Circa 8 of the 11 guests in WDS dossier paid Mario et al. Estimate 2-3 million scammed by Johan, Denis, Mario
Feb	THE ILLEGAL EVICTIONS OF THE VARIOUS PROPERTIES, DISGUISED AS AN AREST. Detention, no system, management, or personnel. No villas left	Bookings on Llandudno Legend East, Llandudno Legend West, Llandudno Luxe:	All no longer possible. Removing on average of 24 holidays (24 family vacation slots) slots per month	WDS & SAPS; To protect the plan to create as many victims as possible guests are dissuaded from the routes to refunds	Estimated 20+ families discouraged from the correct route for full refunds,	WDS & SAPS intentionally fail to inform Booking.com of the change of control of the villas. In the hope as many guests as possible will turn up	Unknown how any families turned up expecting to stay between December and April. Estimated at circa 40.	Mario, Denis, Johan scam enterprise: Advertising Llandudno Legend East and West when had no permission to and no ability or attention to honour bookings	Estimated 40-60 bookings taken by them. Circa 8 of the 11 guests in WDS dossier paid Mario et al. Estimate 2-3 million scammed by Johan, Denis, Mario
Mar	THE ILLEGAL EVICTIONS OF THE VARIOUS PROPERTIES, DISGUISED AS AN AREST. Detention, no system, management, or personnel. No villas left	Bookings on Llandudno Legend East, Llandudno Legend West, Llandudno Luxe:	All no longer possible. Removing on average of 24 holidays (24 family vacation slots) slots per month	WDS & SAPS; To protect the plan to create as many victims as possible guests are dissuaded from the routes to refunds	Estimated 20+ families discouraged from the correct route for full refunds,	WDS & SAPS intentionally fail to inform Booking.com of the change of control of the villas. In the hope as many guests as possible will turn up	Unknown how any families turned up expecting to stay between December and April. Estimated at circa 40.	Mario, Denis, Johan scam enterprise: Advertising Llandudno Legend East and West when had no permission to and no ability or attention to honour bookings	Estimated 40-60 bookings taken by them. Circa 8 of the 11 guests in WDS dossier paid Mario et al. Estimate 2-3 million scammed by Johan, Denis, Mario

Apr	THE ILLEGAL EVICTIONS OF THE VARIOUS PROPERTIES, DISGUISED AS AN ARREST. Detention, no system, management, or personnel. No villas left	Bookings on Llandudno Legend East, Llandudno Legend West, Llandudno Luxe:	All no longer possible. Removing on average of 24 holidays (24 family vacation slots) slots per month	WDS & SAPS; To protect the plan to create as many victims as possible guests are dissuaded from the routes to refunds	Estimated 20+ families discouraged from the correct route for full refunds,	WDS & SAPS intentionally fail to inform Booking.com of the change of control of the villas. In the hope as many guests as possible will turn up	Unknown how any families turned up expecting to stay between December and April. Estimated at circa 40.	Mario, Denis, Johan scam enterprise:	By persuading guests that Cape Exclusive Residences was the scammer and diverting them away from the agency and profiles of Johan, Denis, Mario they deny guests the opportunity for a refund or chargeback through the banks etc
May and through 2023	THE ILLEGAL EVICTIONS OF THE VARIOUS PROPERTIES, DISGUISED AS AN ARREST. Detention, no system, management, or personnel. No villas left. Bookings on Llandudno Legend East, Llandudno Legend West, Llandudno Luxe:	Any bookings made for 2023 no longer possible. Due to the intentional failure to let the platform know it is unknown how many families were affected.	ALTHOUGH ANY BOOKINGS TAKEN BY CAPE EXCLUSIVE RESIDENCES / Mr. RUSSELL WERE THROUGH BOOKING.COM SO GUESTS WOULD HAVE BEEN ABLE TO GET AN ALTERNATIVE VILLA OR REFUND FOR FREE	WDS & SAPS; To protect the plan to create as many victims as possible guests are dissuaded from the routes to refunds	Estimated 20+ families discouraged from the correct route for full refunds,	WDS & SAPS intentionally fail to inform Booking.com of the change of control of the villas. In the hope as many guests as possible will turn up	Unknown how any families turned up expecting to stay between December and April. Estimated at circa 40.	Mario, Denis, Johan scam enterprise:	It is known bookings were taken for stays throughout 2023. However, WDS and SAPS give any guests who arrive incorrect information. Notes on the property and [phone conversations] tell the guests it was Cape Exclusive when they know them to be Mario's

MANUFACTURED, MANIPULATED, SIMULATED, FALSE EVIDENCE

The contents of the dossier WDS submitted to the court in their rapid and secret attempt to take the property at 16 Leirmans Road from me via the civil courts while I was as trapped in Pollsmoor were an astonishing collection of lies.

WDS knew the truth of the situation, yet he misrepresented every aspect of it. He knew from working with Denis and Johan of Ensure Secure Services that they along with Mario had made dozens of bookings in their attempt to scam guests, WDS knew which were Mario's. It was obvious e.g., by the platform they booked through, in some cases by the very low sums paid, in other cases by the name of the agency or bank account details.

It was clear when looking at the information that the majority of the guests who turned up were actually ones booked by the Mario, Johan, Denis's scam. either those they took bookings from and then embezzled the money as it came in or those, they tricked into making bookings on villas by then they had been dis-instructed from marketing. WDS knew we had not taken these bookings, had no knowledge of them and never received a cent for them. He knew they were those of his friends.

A couple appear to be bookings made after my arrest when I was in prison when the system was left intentional operational but with no one controlling it (bookings that also would not have been made if DWS had informed the platform to pause all new bookings). But he knew that removing the person operating the system without closing the system would leave able to take new bookings but not able to block dates or cancel bookings or update guests.

Of the 11 only 1 was a booking we received, accepted, and were paid for. Who would have been accommodated in one of the three villa options had the properties not been taken from me. Three villa options which provided 24 holiday slots per month. Yet WDS sought to represent anyone turning up and not getting the villa (that he had illegally stolen) as a scam. The other was a booking that came in after the arrest.

So WDS representing these as double bookings is something he knows to be false.

- Guest Kwanda. A booking and payment received after the arrest!! **Another WDS distortion**. They made a transfer in response to the booking profile. Based on an auto email. We did not raise an invoice for this amount. We did not request this amount or the payment. We did not request or sanction the booking. We had stopped making new bookings for December and January on the 12th of December. The arrest was on the 14th of December. The funds will have come in after the last check and allocation of banking done before the arrest. As a result of the arrest there was no one manning the system to return the funds. Or decline bookings. From what I understand Kwanda sent emails and made calls after the arrest but obviously no one was there as I was in prison. Like all the other guests he was purposely left to turn up on the day of check in. Had the arrest not taken place he would have been reallocated a villa or dates by us, or as he came through Booking.com we would have been able to utilize our contract with Booking.com who would have searched their extensive data base of luxury villas and found him an alternative at our cost. Or failing all that given a refund. Told none of this by WDS he was instead persuaded to report the transaction as fraud with his bank and contact the police. As a result of the account freeze his deposit is locked in the account. Although still there nonetheless

In summary, not a booking we ever accepted, one where funds came in after the arrest, which were subsequently stuck in the account because of the fraud accusation.

And importantly the only reason the guest had to go through the ordeal of arriving only to find they had nowhere to stay was because WDS engineered it that way on purpose. There was a month between arrest and arrival. One all to the platforms would have avoided the stress and misery he caused this family.

- Guest Campos. **The information provided by WDS is incorrect. Ms. Campos made no payment into the Cape Exclusive account.** She paid by credit card. As with all of our guests she came through Booking.com. The correct course of action in the absence of a villa would have been to contact Booking.com who would have found her a villa of the same or better standard and billed the full cost as well as any premium to our account. Failing that a refund could have been actioned on her card or a charge back initiated.

But WDS has been quick and determined to put all guests off communication with us as WDS needs the guests to remain out of pocket. We have written to every guest whose details we have who paid by

card enquiring if they have had a refund or got provided alternative villa at our expense and if neither to ask them to contact us so we can arrange a refund. If you receive an email asking you to make contact so the host can affect a refund of a large sum of money, I imagine most people would. It is very clear WDS and poss police are persuading guests to avoid contact. Alarming as at some point the sums will go past dates where a refund or chargeback is possible.

The information provided by WDS is not just incorrect, it is knowingly false. WDS has completely misrepresented every aspect related to these cases. 80% are guest that did not come through Mr. Russell or pay him or his agency. 90% did not pay into the Cape Exclusive account as stated. 90% were not guests who had had their bookings confirmed. Only 1 of the 11 was a guest who booking was accepted by Cape Exclusive and who her payment was via card affording her full protection and underwritten by the card processing system.

Further, there are 3 villas, Llandudno Legend East, Llandudno Legend West, Llandudno Luxe. Which means three large groups would have been accommodated for every calendar day or calendar week of the season. Based on the average stay that would be 24 bookings per month that could easily have been accommodated had WDS not shut the operation down and purposely not informed guests

Note re bookings and the diary:

The picture painted by WDS is a complete misrepresentation of the reality. It is both highly simplistic and fails to consider any circumstances specific to the situation. It also intentionally presents highly inaccurate information.

In terms of it being simplistic it seeks to effectively categorize any double booking as fraud. Which is patently absurd. Airlines, restaurants, hotels all overbook. Airlines for example at 120% pf capacity on average over a year on the basis that they have assessed how many passengers they expect not to show up. Where that estimate is wrong and everyone turns up then the airline will adjust the situation with upgrades, vouchers cash rewards and refunds. No one suggests the airline committed fraud in selling more tickets than there are seats.

Likewise, we have to factor in all the things we know from experience will affect the number and percentage of guests who either cancel or seek to change their booking at the last moment.

As with all guests in the two week period mid-December to a little before the new year all bookings (which if ours will have been received in only the first two weeks of December) would have been audited, (a) to establish those intending to cancel Booking.com can have a cancellation rate of 70% on nonrefundable bookings) (b) establish which guests still intended to come as the vast majority of bookings were made on the flexi option allowing guests to cancel up to the day before and get a full refund. And as all were only made in the previous fourteen days a booking, even a fully paid one, provides no certainty or surety when on made and paid on a flexi basis in the way a firmer booking might. (c) Those cancelling would be removed from the diary and refunded (d) Those that confirm their intention to retain rather than cancel would be added into the draft diary. (e) where there are any clashes, guests are given the option of being reallocated a villa, reallocated dates, or upgrades. (f) where we have nothing, the guest is happy to transfer to then we would utilize our contract with Booking.com who would find a villa of the same or better standard from the hundreds on their books and we would be charged the full cost and any premium charges or rents incurred. The invoice being charged to our Booking.com account. Which if not settled would result in the closure of the profiles. (g) If none of those suit the guest then a full refund would be made. This is the standard protocol if there is a diary clash. Which over the peak period is inevitable.

Especially with having had no systems, profiles, channel manager, synced diary until early December as a result of Mario taking all that with him. Therefore, leaving us in the position of having to rebuild all of that from scratch from the end of November while at the same time taking bookings for the summer season, peak period and 2023 in general. That represents a colossal amount of work in just a two-week period. We did not have the luxury of a year's lead up to summer season or peak season as we should. Thanks to the consortium and especially WDS. Essentially squeezing a year of activity and preparation into just 2-3 weeks.

With a 70% cancellation rate, with the majority of bookings being on a full refundable 1 day flexi option, with multiple fake bookings placed by WDS and Paula, with the additional high rate of last minute cancellations both due to the extremely negative postings and articles by WDS and being contacted by Paul prior to stays to scare them off even a diary that looked extremely busy could very quickly become nearly empty once closer to the dates and the inevitable changes guests make when they have the luxury and flexibility of a booking they can change or cancel up to just 24 hours before with no penalty. So, the diary as it stood on the 14th of December would have no relevance or bearing on how it would have looked 10 days or two weeks later.

- Guest Kies. This guest did not pay into the Cape Exclusive account. **Another WDS lie.** WDS has lied about the majority of the guests who he included on his submission to the court. And intentionally so. He has listed them all as having paid money into the Cape Exclusive account (FNB). Audited the guests (as best I can when the police still hold all equipment and data) and only 1 of the 11 paid into Cape Exclusive. That is not shoddy and amateurish private investigation work, it is an intentionally false representation of the position. It is possible he paid Mario's CPT Luxury villa. Or in theory Cape Exclusive after the arrest. But if he did, we returned all money that came in after the 15th. So, it won't have come to us.
- Guest Killa. **Another lie by WDS.** Killa made a payment well before Cape Exclusive even existed. WDS knows all the timelines. Including for Mario's CPT Luxury and our Cape Exclusive. So, he would know the payment was not made to Cape Exclusive. Based on when he booked my vest guess is Mario's Capitec account.
- Guest Nash. **Again, another lie.** This guest did not pay us at Cape Exclusive Residences. If they booked between September and November, it can only have been to Mario. Again, WDS knows this.
- Guest Mavuma. **Another WDS lie.** There is no payment from this guest into the Cape exclusive bank account. Unless the guest paid after the arrest in which case the funds would have been returned to them anyway. It is far more likely the guest paid Mario.

Another lie is that the house was uninhabitable. We have the photos to prove it. We reoccupied the house in late November after months where it had sat empty purely as a result of the stunt whereby WDS had obtained a protection order based on perjury which prohibited me or my staff going within 500 m of the property. That was an attempt to void or nullify the high court order. All it served to do was to make the property a no man's land. Keith and WDS could not go in due to the interdict and I could not go in due to the protection order. We were only told of the variation of the protection order in the November hearing papers.

When we returned to the property, we spent over 50,000 getting it back to a lettable condition and three weeks of very hard work of which I spent a week there helping. In the court papers compiled by WDS again he lies and claims they spent 300,000 bringing the property back up to standard. Knowing full well we did that. And another lie in the court papers where he says that the damage to the

property will cost 1.5 million to remedy. By damage he means the transformation which cost considerably more than that and where they have absolutely no intention of undoing a single thing. In fact, the entire submission in the civil proceedings they hoped to sneak through while I was in prison was based on lies.

- Guest Mars. **Another WDSlie.** No guest of that name paid any money into the Cape Exclusive bank account. It can only have either been paid after the arrest which means we immediately returned. It is far more likely it was paid to the Mario, Jhan, Denis bogus agency.
- Guest Taverna/. **Another WDSlie.** Firstly, as WDS knows we did not use VRBO, Mario did. Secondly the sum in question is a fraction of what it should be which also shows its Mario's as Jhan and Denis would instruct him to heavily discount bookings to get cash in knowing they had no intention of honoring them anyway. [included in Mario's confession videos] These guests did not pay into the Cape Exclusive account.
- Guest Ghobrial. **Another WDSlie.** As above, firstly, as WDS knows we did not use VRBO, Mario did. Secondly the sum in question is a fraction of what it should be which also shows its Mario's as Jhan and Denis would instruct him to heavily discount bookings to get cash in knowing they had no intention of honoring them anyway. [included in Mario's confession videos] These guests did not pay into the Cape Exclusive account.
- Guest Patrijcia. **Another WDSlie.** Patrycja paid for her trip long before the existence of Cape Exclusive. And from talking with her WDS would also have known this. So contrary to his claim she did not pay into the Cape exclusive account.
- Guest "two German families". **Another WDSlie.** I have the details of every payment into the Cape exclusive account and only 1 of the 11 did so and that was Kwanda. I find it interesting that in the case of the German family and the Swedish family WDS was unable to even get names or contact numbers, yet he managed to get the name of the agency, the name of the account and the account number. The truth is, he did not, he simply fabricated this like so much else.

The reference to the left and five floors means they had mixed up Legend with Luxe in the booking of the property and had the wrong address.

- Guest "from Sweden". **Another WDSlie.** As with the German guests, I have the details of every payment into the Cape exclusive account and only one of the eleven did so and that was Kwanda. I find it interesting that in the case of the German family and the Swedish family WDS was unable to even get names or contact numbers, yet he managed to get the name of the agency, the name of the account and the account number. The truth is, he did not, he simply fabricated this like so much else.

The above is a perfect example of how WDS works. This is not shoddy or lazy work but very intentional.

The reference to total value of fraudulent transaction into the Cape Exclusive account that they are aware of WDS says is at least R1.6 million. Yet from the inception of the account up to its closure only R580,000 was received.

Of the 11 CASES WDS says paid into the Cape Exclusive bank account 10 did not!!!! So that's a 92% rate of inaccuracy.

Question. Does the Investigating officer simply accept as accurate what WDS gives him or does he check any of it out. As if he is accepting it then he needs to realize 90% of everything he thought to be true, is a lie.

Just one of the eleven cases paid to Cape Exclusive bank account, and it was received after the arrest. There was no booking confirmation and no booking. The guest simply assumed by making payment he had secured as booking. The December diary had been closed on the 12th regardless. The guest never received an email or any communication in response to the payment. They received no confirmation of booking that one would expect.

Their emails to the office went unanswered.

So, in summary only one of these is a booking we received and were paid for prior to the arrest and that was a paid by card meaning the guest has been able to request a refund since the day she made the payment.

And unlike Mario we only had one account with one bank. Mario had over 14 accounts with 4 banks. AS well as 20+ companies and directorships spread from London, TO Malta, the USA and SA

Something I believe was mentioned in the Carte Blanche expose on his wedding scam business.

At least R750,000 of payments from our clients and possibly as high as R1,200,000 went to Mario's agency via his accounts (Capitec, Nedbank, Standard and Discovery) which he then passed directly to Johan, Denis, and Andre

WDS has not the slightest regard for what is either true or legal. Nor has he the slightest regard for arresting or putting innocent people in prison (including me, Ollie, the housekeepers etc.). and he either buys or dupes the police and officials along the way with impressive looking files that are in reality made up and manipulated to suit his latest strategy.

Please see the attached bank statements showing a total of R580,000 received from opening to closing. And you will notice none of the names show as making payments in. With the exception of Kawanda, received after the arrest. When we had already topped taking bookings for December and January

WDS submission to the court, I counted over 40 examples of committing perjury.

* Mario took bookings exclusively from September to late November and then from November onwards via the unauthorized profiles he used to scam people, who when they realized they had been scammed lied to them telling them we had taken their money, pointing for example to the petition he had put online saying we were scamming people (before we had even begun taking bookings) and pointing to the news articles planted by WDS

** VRBO bookings. Cannot be ours, we only used Booking.com.

*** Booking.com. Mario also had a Booking.com profile that he, Johan, and Denis used to scam people as they had no right nor ability to take or hour bookings on Fisherman's Bend. Many at rates 80% below the correct rate to attract cash.

**** Dates. WDS conveniently leaves out dates as these would both show a booking to be Mario's or paid after the arrest. And therefore refunded.

He also knows that we had only just assumed responsibility for bookings after Mario, Denis and Johan left having embezzled their target of R1.2 million. As Mario had had sole control of the agency, the bank accounts, the booking system and had not transferred any of the money collected for rent or to us to settle obligations it left us without a cent, with no agent, no platforms or online marketing, no bank, no channel manager or booking software etc. so from late November we had to create all of this and at the same time begin to take bookings or miss the peak and summer months. And one person juggling multiple functions. As WDS had become close with Johan and Denis in their new alliance with Paula WDS was aware of every aspect of what was happening, including Mario's scam profiles. And he knew when the build and booking period begun to be replaced by the period prior to peak of organization and allocation. Whereby no new bookings are taken and those that have are confirmed, allocated and where necessary reallocated, upgraded, alternatives found through our Booking.com contract, canceled, refunded, credited etc.

Something that Clement was suddenly very interesting in. now we know that Clement had been approached prior to the arrest, told of the arrest, and bribed to switch sides we also know how WDS knew when decapitation would be most effective.

In the dossier he lists everyone who turned up as our guests and omits to mention many were Mario's sham bookings, he lists the dates they booked the villa for but omits to mention many booked after the arrest, he lists them all as paying to the FNB account, knowing that was untrue. Listing a value of the bookings of just these guests alone at R1.6 million, all of whom he claims paid into FNB. Yet looking at the FNB account the total sum banked from the day it opened until the day it was closed was only R580,000.

He expects people to believe for example that he could get such information as account numbers and dates of the stays from the families e refers to as the Swedish family and German family, yet he didn't get their names.

And in his calculations, he makes no mention of the fact that over December and January there were almost thirty stay periods that would have accommodated almost 30 family vacations. Making it sound as if every guest that tuned up none would have been accommodated. Omitting to mention he was the one who orchestrated our illegal eviction and therefore causing the guest to have nowhere to stay.

To have set out with the very clear intention of ensuring dozens of families were ignorant of the fact the villas had been taken over so that they would only find out after they arrived so he could point to these arrivals as proof of a scam knowing the misery and distress that would cause is sick, cruel, and evil.

And that is before factoring in he was happy to put someone in Pollsmoor he hoped to rot there to enable this stunt to happen.

DWS has no issue with lies, perjury, defamation, assaults, illegal eviction, fraud, forgery, harassment, violence, corruption. because he knows it is highly unlikely anyone will find out and if they do, he is so protected that he will ever be arrested or charged.

Every time he has sort to mastermind a new illegal eviction, he has a new justification. Including "the tenant was destroying the property" when he knew it transformed it. "Because there are rent arrears" when there were none. "Because we were squatters with no rent to rent it" which he knew to be untrue. He justified the forcible entry, assault of the housekeepers and the illegal eviction of the 24th of July by saying "Mr. Russell was about to sublet on a long tenure to foreigners". A complete lie he'd thought up and the opposite to what we do as a short-term holiday accommodation villa. A lie in hindsight to justify multiple breaches of the criminal law.

He assumes that his respectable appearance, Psira license, contacts within the Hawks and police means that he will always be believed. Especially when he comes up against someone who the internet is plastered with stories about being a scammer. Planted and supplied by WDS.

Why have I never been interviewed? Why has no one sort to interview those who could provide balanced evidence? Why when interviewing people do they ignore anything that may challenge their agenda? Why do they need to threaten, bribe and blackmail witnesses into saying what suits their agenda? Why do they need to decapitate a system and stop all revenue in the hope of creating victims if there are genuine victims? Why do they need to sabotage all revenue to deny us the ability to pay past liabilities when if we are scam artists, we would prove that by our actions. Allow us to make a profit and see how we spend it and then judge us.

Is WDS suggesting that if we made the profits, we should have then we would not have settled past liabilities. We would have to be insane not to. Why would we not do all we could to be the good guy and draw a line under all of this?

They know that the scam narrative means we start at an almost insurmountable disadvantage. Th guests that turned up and were sent away having been told they have been scammed don't believe a word we say. If we say the arrest was a cover for an illegal eviction or that we had the villa when we took their bookings or that the system, we designed was purposely one where guests could not lose money, they don't believe a word.

Since trying to contact guests to establish what happened, to see who needs refunding etc. I have been told to "fuck off", called a scammer one each occasion and on my second death threat this week.

Why has it been necessary for us to involve IPID. Why have the British embassy had to start to get involved. Why has it been necessary to get the assistance of Alan Winde and his office? Or ask Psira to investigate? Why do we need to return to court to investigate WDS involvement in the initial objection to bail?

Because there is no element of the police we can turn to. And DWS knows that.

He hopes our only opportunity for a right of reply or put the record straight will be in court. By which time the damage will be done, money we don't have will have been spent.

We already know from both bail applications that he will have planned ahead to make our job as difficult as possible and ensure as uneven a playing field as possible. Not with the strength of the case but with hoe made booby traps and lies.

On both occasions they have loaded the bail application process with so many obstacles it was very possible I would not have bail. In which case the plan was to delay the bail hearing for as long as possible with as many "further infestations" or stalls as possible

If I had not had the money for the first bail application or my mother had not had the money to loan me for the second bail application ii could not have had private attorneys. Which considering how he had rigged the bail application to make it fa ore difficult I believe I would still be I Pollsmoor now and indefinitely with the Investigating officer constantly asking for more time for further investigation

At one of the hearings one excuse weeks after arrest was, they had not yet got my bank statements. Something that could have been done quickly and easily. My question would be whether they now have them. If they do not it means that was purely a delaying tactic. And if they do have them then they will see very clearly, I have not benefited in any way whatsoever from the rentals. They will see very clearly only have a dozen of the thousands of guests paid to the Halifax directly d only then because they were in the UK, so it was quicker, cheaper, and safer. They will see that every cent of that went directly into the rentals and guests, and I

took nothing out. They will see no syphoning, no secret accounts, no transactions out to any mystery recipient or account. Just an account with little coming in and in overdraft form most of the year.

But I know if they did have the statements then like everything else that disproves their theory it would never see the light of day.

Likewise, WDS does not care if that by the time this goes to trial it looks like a complete mess. He does not care if during the course of the trial the fundamental flaws in their arguments or the illegal methods used to obtain "evidence" that suited them get a little attention, or the campaign to cause us as much financial damage as possible to make paying obligations impossible, or the intentional havoc caused by the very people seeking to use it as an example of some ill intent on our part is put forward,, because he knows that by then the prosecution will be committed to seeing it through to the end and obtaining a guilty verdict on any one of the charges they will throw at me. DFWS passes over his poisoned chalice and doesn't care who gets poisoned as long as I do.

In the best case scenario I will have been ruined, my reputation irrecoverable, my finances utterly exhausted, the last of my pension used up, mentally exhausted, put through the hell of the pretrial period and the trial itself, very likely trapped here for months by the time of acquittal; my mother will have passed away from the lung cancer, I will have no funds whatsoever to start afresh, the money for my home here will have also dried up and I'll be homeless. And on and on and on. WDS will claim it was all a whitewash and I had somehow used these absurd "mafias" contacts I'm supposed to have... another lie he tells everyone.

... and then he will try again, some other way, on the basis that if he does it enough times one will be lucky enough to go all the way... and the more he tries, the more stories he feeds to the press, the more guilty I look.

In the worst case scenario, he and the others will have created so much smoke and mirrors and laid the groundwork sufficiently (e.g. the cases opened by Paula and Keith still showing as current investigations, the testimony of people they have bribed or threatened into signing statements or testifying, the police officers either under their influence or on their payroll, the orders and documents obtained by and based on perjury, the outright lies of those uninvolved, the seemingly plausible testimony of otherwise very respectable, privileged, wealthy individuals who pretend this is all about stopping some scammer when in reality it is about them getting their hands on the R100 million they would not have access to if I remained the valid and legal tenant

One of the journalists was very perceptive. He said on the face of it based on the stories sent to the media it looks like a fraud. But when you begin to look into it starts to become clear that this is an extremely complicated and multi layered series of events. One where there are lots of players with agendas playing their part but never acknowledging it's a coordinated campaign. WDS hopes those whose hands this passes through will either be too lazy to examine it or that he can exert influence or power directly or through the Investigating officer to push it through without enough scrutiny to challenge it. And certainly, ensure no one hears from me before decisions are made.

The question I ask myself is why the police not want this information so they can complete a thorough investigation and why do people want all this stuff buried along with me.

Of the hundreds and hundreds of bookings and cancellations. The hundreds of changes, reallocations, the hundreds of completed stays representing over a thousand guests, WDS is 24/7 365 trying to find any booking he can represent as fraudulent. Dismissing the circumstances that explain them or the fact they have no common circumstances to even suggest they were intentional. Along with the other Pls and the consortium members all trying to do the same. The simple fact is that if a dozen people spend all year trying to cripple a

business, then the big losses that follow are inevitably going to cause financial pain. Whenever we have had money and the ability to do refunds we always have. We have refunded, credited, sanctioned millions of rand of refunds.

But when they are cataclysmic events so extreme that it would be impossible there were not collateral damage. Where a business is beginning to do well (usually have just recovered from a previous attack) taking a good volume of bookings, generating good revenue and then literally overnight an event that result in both a total collapse of all revenue and at the same time cancellations result in a huge outflow of funds then it is impossible to conceive how there won't be collaterally damage. When revenue collapses, money floors out in cancellations and the costs of the business (rent, wages, utilities) remain one thing is guaranteed. The money runs out and the ability to function normally or as intended is no longer possible.

And over the previous year 4 of the 5 such events were caused by the consortium: 1) Omicron, 2) the removal in April by the consortium of every platform and online advert, 3) the arrest and detention of August accompanied by Paula and the police's dismantling of the business resulting from the threats made to staff about prison time, 4) Mario's teaming up with Denis and Johan who in turn teamed up with WDS and Paula, embezzling R1.2 million then moving on to create their w scam while plastering the internet with scam posts to blame us 5) the arrest of December, three months in Pollsmoor and the decapitation of the system along with the theft of all the remaining villas;

These are not invented events. But well documented ones demonstrable by a look at our finances, bookings volumes or talking to anyone employed at the time etc.

The idea that any person or business could suffer any one of these events and all the harmful effects that result but do so with the slightest impact on anything or anyone else is completely unrealistic. It is also deceitful and cruel to portray to others that any impact they felt was the result of some sinister intention when they know very well not just why some liabilities went unpaid but that they were the primary and, in some cases, sole cause of it.

And yet I constantly sold assets that I had accumulated over a lifetime so that bills such as rent, deposit returns, staff wages could be met. But I am not billing Gates and don't have limitless fallback plans. I have run my personal finances ad position into the round. A constant overdraft, arrear on storage units and ret o my home. Life policies, health insurance, home insurance, personal possessions insurance, gym membership, mobile phone bills – all slipping int arrears with most then canceled by the provider.

What person with these alleged secret millions lets his life or health policies lapse due to nonpayment or risk a storage unit of all his possessions being repossessed due to several months arrears.

What person with secret millions sells what artwork he has left to pump into the enterprise.

The facts, whether circumstantial or specific clearly show a very contrary picture to that painted by WDS, Paula and all those who gained tens of millions from my ruin. But journalists eager for a salacious story, government officials being paid to look the other way or help, police officers or court officials too busy or too lazy to question wat is being given to them make for an easy route for WDS. He presents the crimes, the criminal, the so-called evidence in a professionally packaged and convincing bundle and offers his help in arresting and prosecuting this big scammer. Conveniently omitting his role, how he benefits, how his client's benefit, what crimes he has committed to get to this point ad what evidence he has hidden that shows his allegations to be untrue.

Failing to provide perspective; six villas, 365 days in a year which with the average stay being 3 days means 730 potential bookings per year. Equating to 3,500 guests. Circa 1,000+ payments in and as many backs out. R25 million rent roll. Almost 20 potential sources of bookings with many thousands of potential booking options per month. Operating at the top of the market where guests expect only the best service and standard of accommodation in a world where people are very quick to complain, leave bad reviews, sue, submit formal complaints to platforms, or travel forums, to the point that even the slightest slip in standard or mistakes can result a torrent of negative and very public criticism.

So even the best run, most profitable business that has to operate with the above stats and conditions will inevitably fail some instances or task and fail some clients. So a business and person that has been on the receiving end of dozens of the most vicious, pre-planned, well-resourced and funded attacks from a large group of affluent and connected people absolutely intent on getting their hands not just on the villas but also these secret millions that seems to have become accepted fact despite being absolute fantasy was inevitably going to result in some of that damage being felt beyond itself. You cannot expect a bank to collapse and not one account holder suffers a loss. Or a pension fund collapse and every policy holder come away with their full policy intact. Or a shareholder in a business does not lose when a share price collapses.

Why are we expected to be the exception. A business that has had the most colossal damage heaped on it to the point income goes into a sharp reverse into massive losses due to events that are both unforeseen and should never be experienced in the first place yet find money every time to plug every hole they create. Perhaps from dipping into the secret millions that don't exist. Or from the suitcase of diamonds and cash that Paula is always too keen to tell everyone was hidden at fishermen to use greed to motivate people's involvement in her campaign. Again, another fantasy.

But they have the numbers, the resources, the money, the contacts, the reach to make this nonsense sound real. We have nothing of the sort to defend ourselves, fight back or correct their lies. In the UK I would be able to rely on the police, the courts, the state to stop their activities, to arrest and charge them, to stop them spreading lies, to investigate corruption or abuse of the system, to see through their attempts to get arrests, charges, or trials. Regardless of their wealth and contacts.

They have disguised their campaign as a moral one. Pretending to be in pursuit of a criminal. When in reality it is about greed for most and a personal obsession for WDS. Yet ironically, they are the criminals, the number of laws they have broken would fill several dozen dockets. And the number of people they have turned from guests to victims runs into the several dozen.

The guests left standing outside Leirmans Road at any one of the dozen illegal evictions performed by Keith and WDS. The numerous guests who had to have their bookings cancelled in the immediate aftermath of any one of the illegal evictions carried out by WDS. The guests who had their bookings cancelled by Airbnb every one of the two dozen times that Peter and Paula had our platforms pulled down by telling lies about fake villas. The guests from Omicron who would have received full refunds were it not for the consortium beginning their attacks at the end of 2021 and attacking consistently ever since. The guests whose holidays were cancelled after the villa they were due to staying was illegally taken while I was in prison on the first occasion. The guests whose holidays had to be cancelled after Paula and Peter's constant harassment and the illegal arrest of August forced me to reach a settlement agreement that they only went on to breach immediately afterwards. The guests who were defrauded by Mario, Johan, and Dennis out of I would guess two or three million and told that it was us. The guests who paid Mario to stay at our villas only for him to run off with their money and from what I can tell never be pursued by the police.

And most alarmingly the guests who booked before my arrest for the months of December, January, February, March and throughout 2023 who were purposely left to turn up ignorant of what happened only to find the

villa was no longer mine for them to stay in. Left confused and distressed. And rather than comforted, helped or guided they are persuaded to go the route of most harm to them to encourage the perception of a fraud and in the hope of charges being laid for fraud.

Not to mention the guests who the consortium and in particular Paula and WDS (via their friends on the inside Jhan, Denis, Mario) learned were due to stay with us and scared the living daylights out of them, with stories of scams and people turning up not getting their booking, who then cancelled their booking on the basis of these lies. Some of whom cancelling outside of the allowed terms for a refund and therefore actually losing the money. (Do they even get the twisted irony of scaring someone so much into believing they have been defrauded that they then cancel the booking to avoid being scammed where instead of getting the stay they had booked and would have received lose the full sum on account. Losing their money because they had been persuaded there was a fraud).

As well as the guests who had made bookings with us and then through their various nefarious means including hacking and having spies in the camp, Peter and Paul would discover their details, contact them, and again scare the daylights out of them. But having committed and paid they felt they had no choice but to continue and hope that they were wrong. So, imagine the period from being troubled to the point of arrival when only then do they realize the villa is real and there is no scam. Or how uncomfortable it would be when you do actually get your stay and your holiday in a property where you been told the host is a big-time scammer, mafia boss and downright evil person. Or for that matter the staff who lost their jobs because we ran out of money or suppliers who did not get paid because we couldn't sustain the losses any longer. That the consortium was very quick to tell this was the way we operated as if they had nothing to do with the collapse in revenue.

It is the consortium that is responsible for the chaos, the distress, the cancelled holidays, and the losses suffered as a result.

And if we were a fraud then all those hundreds of people referenced above would have received no refund. Yet they did. Every guest due a refund during 2022 got their refund. Despite the fact that in many instances such as the guests who had stays cancelled due to a Keith/WDS illegal eviction or a Paula platform removal the cost of refunding their bookings should have come from those who caused the loss or cancellation. Yet it came from our pocket. Which invariably considering we made losses in 11 of the 12 months meant my pocket. Just as the refunds were made constantly, the deposits returned as required, the credit raised, and the waivers provided even in months with huge losses and no income. Millions of Pounds in refunds, credits, rent or fee waivers, transfers, deposit returns.

But no business can pay out what it does not have. And when revenue collapses, costs remain constant, reserves are used, assets sold, there can come a point that some obligations cannot be paid there and then. The fact with rents, utilities, deposit returns, staff wages, managers wage, refurbishment costs, repairs, maintenance, guest experience products and services etc.... even after all the attacks, the illegal evictions, the complete removal of the online marketing and including the guest deposits related to Omicron at the point of the first arrest we were running at 98% of all current and accrued liabilities paid. Not bad for a business under attack and one that had yet to make a profit.

It is very hard to disprove the allegation of fraud. It is very easy to make and very difficult to shake. And all it requires is for one or a handful of bookings out of the hundreds to go wrong and it is very easy try to claim some ill intent or forethought that was never there. Proving that is quite another matter. In a pressured environment that is extremely busy, where those involved are new to the sector, where growth was rapid, growing pains and stresses considerable, mistakes are inevitable. Where external factors such as Omicron or constant and effective attacks by a determined group of well-resourced individuals also come into play it is

unrealistic to suggest there would not be collateral damage. Especially when such damage is one of the stated aims of those responsible for the attacks.

Rather than a sign of impropriety I would strongly argue our performance during that time and all we have had to deal with show the complete opposite. A high-quality operation, based on several of the most unique and special villas in Cape Town with a proprietor obsessed with standards, perfecting the villas and guest experience, which achieved many exceptional things. Unfortunately, I learned far too late that rather making us the perfect tenant the total transformation of the properties made us an obstacle.

The huge investment of time, expertise, and money that we should have recouped over the following three to five years of the tenure had created villas able to generate 5 to 9 times what they could prior to. For landlords their choice was to retain the relationship and be content with the agreed R1.2 million per annum rent and a vastly improved property that should they wish they would choose not to extend beyond the 3 or 5 years OR remove the tenant and bank R5-10 million a year, get a free refurbishment and acquire the contents, furnishings, accessories and artwork that was such an important factor in commanding the premium rents.

Whilst no one thing can demonstrate the accusations were both baseless and made with a very specific agenda in mind, the following are just some commonsense comments that refute the allegation itself and go to the heart of why the accusation makes no sense no matter how well you can create the narrative online.

To provide some context as to the absurdity of the myth they have tried to make reality, it helps to ask the questions:

What scam or sham host:

1. Spends millions on refurbishing the villas they occupy or to such a degree.
2. Operates from geographically static address.
3. Not only operates from a geographical address but operates a scam based on that very same address.
4. Operates an entirely legitimate business but decides to scam a sum of money less than 5% of its expected annual revenue. Essentially scamming 1 out of 20 guests, but in doing so effectively destroys any chance of having that other 19.
5. Have two housekeepers employed full time in every villa so the service and standards are always as high as they can be?
6. Spends time, thought and money on everything from monogrammed dressing gowns to the choice of the scent for their bath salts.
7. Goes to the time and expense of hiring a channel manager and processing all online interaction and content via them?
8. Uses a channel manager to sync all diaries across all platforms for the sole purpose of avoiding double bookings.
9. Would give up his own home when there have been diary clashes?
10. Spends 18+ hours a day every day, with not one single day off, working on the villas, perfecting the guest offering, perfecting every room and corner of every villa.
11. Would sink their life savings into an enterprise and continue to do so to keep it afloat and staff paid.
12. Would offer one of his villas to guests from overseas scammed by Mario et al and for free?
13. Would give a guest scammed by Mario a free week so they could keep the original booking purely on their promise if they get refunded, they will pay towards that week?
14. Declines bookings to the value of R3.5 million over the period November to December 2022 at a critical point when revenue is needed most.

15. Would consciously decide not to use any online platforms other than Booking.com
16. Would operate with just one bank account in the knowledge that the first scammed guest would report the transaction which would result in the immediate freezing of that account.
17. Would keep the balance of all available funds in their bank or card processing account rather than ensuring balances are constantly moved out to keep them safe from an inevitable freeze.
18. Only has sums leaving the account for clearly identifiable legitimate items of expenditure such as rent, utilities, deposit returns, platform fees, staff wages etc. with not one single unidentifiable transfer or transactions and no sums leaving the account other than the core items of expenditure paid to identifiable and correct recipients.
19. Hands over responsibility for all bookings, collection of deposits, rents, control of funds, management functions,
20. Would invite and indeed plead for the involvement of 1) the British Embassy, 2) IPID, 3) Psira, 4) the Premier of the Western Cape
21. Would open up his home, his files, his phone messages, and emails to journalists covering the story.
22. Has an Instagram site for every property?
23. Allows guests to post content or comments on the Instagram sites.
24. Would be able to achieve Super Host status on the first assessment and retain it for every assessment thereafter.
25. Would be able to maintain a Booking.com account for 2 years, covering a dozen profiles, hundreds of bookings, cancellations, and transactions without once having it pulled down or suspended as the result of any complaints received.
26. Would be able to obtain both Genius and Preferred partner status of every property.
27. Then attain preferred partner plus on every property.
28. Would have 200+ 10/10 or 5/5 online reviews and just 2 negative ones (owe related to there being no generator and one related to there being too many staff doing too much work on a property during a guest stay)
29. Would waive rent, charges, and fees on every request from a guest wishing to cancel a booking held by one of the platforms.
30. Would offer free upgrades to every guest booked at Hive Road after it was handed over to the owner.
31. And then refund those not happy to transfer their booking.
32. Would remove all online adverts for \hove road once the settlement agreed.
33. Would hire a portfolio manager to manage and enhance every aspect of the guest experience.
34. Would have 12 housekeepers and 4 management staff to ensure everything from the booking to arrival, stay and departure are handled perfectly.
35. Would offer free upgrades to every guest booked at Monterey Road after it was illegally taken over by the owner.
36. And then refund those not happy to transfer their booking.
37. Why has there never been a single guest turn up to Hove Heaven for a stay sine the property was handed back.
38. Why has there never been a single guest turn up to Big Hamptons for a stay sine the property was taken over.
39. Why has there never been a single guest turn up too Little Hamptons for a stay sine the property was taken over.

40. Why in the entire year of occupying Fisherman Bend was there not one single guest turning up for a stay they did not get (with the exception of those Mario, Denis, Johan scammed)
41. Why throughout 2022 was there not a single guest arriving at Leirmans Road who had booked, paid, and was not given a stay.
42. Wins every single appeal submitted after the near two disimpassions Paula/Oater had one of our profiles pulled down.
43. Has been exonerated in every single bank investigation into fraud (egg those related to Mario's complaints, or any prior to)
44. why was not a single booking taken from august through to October after the property was illegally seed until such time as we reoccupied it.
45. Hove ROAD – the same. Detail tbc
46. Big Hamptons same
47. Little Hamptons same
48. Would have the booking.com profile in personal name.
49. Would have the eases in personal name.
50. Would expend substantial legal fees trying to get an explicit undertaking that we, our staff and our guests would be safe if occupying Leirmans Road, that the Protection order obtained as a result of perjury would not be used/ abused all to accommodate pone guest (Jhn) who had booked, and hose stay was imminent.
51. spend R50,000+ and 3 weeks on Leirmans Road in November so that it was back to an acceptable condition ready for guests for summer season.
52. why with over 1,000 guests are the only examples of a scam those guests from the Omicron disaster and then those created by Wouter de Swardt when he illegally evicted us, took over the properties, left the system operating but unattended and purposely allowed guests to arrive completely ignorant they would not be getting their villa. There would be many more guests with similar complaints and spread throughout the year. Not just a handful clustered around events of an extreme and unusual nature.
53. why refund guest who could not get part or all of their stay due to one of the many illegal evictions carried out by WDSand Mr. Broad
54. why transfer to a system whereby he only bookings accepted are from one platform and that platform is where every current and future booking is held thereby placing your entire revenue stream as collateral on guest payments and refunds.
55. why sanction every single reedit card refund request or chargeback request.
56. has not received a single cent in rent in the period August to November and any financial audit of any bank accounts would demonstrate this.
57. would write to all the banks known to be used by Mario to inform them of the scam well before any guests did and persevere unit assured of an investigation.
58. would not take any direct or private bookings.
59. would trade exclusive through the one platform account in a personal capacity with personal liability for the account despite it being a corporate enterprise and Pty company. TBC
60. if someone is intending on scamming anyone then a) they would not take card payments in personal name and in one sole count from which mother is detoured b) would not have the processing facility in their name and c) would move balances around rather than keep them either on the account or expend them solely on company related items.

Auditors: "This is another ironic and fundamental flaw in the accusation of fraud. The business operates as a Pty. Contracts and relationships with guests are between the company and the guest. Not between Mr. Russell and the guest. All revenue from whatever source goes solely to the primary items of expenditure, rent, utilities, staff wages, repairs, refunds, guest experiences. Mr. Russell has not only taken no salary, no drawings, no dividends. He has not taken a cent back out to date in the director loans (i.e., the money invested at the outset and throughout)

Ninety five percent of all revenue has gone through the agents appointed. The only sums ever received directly being clients from the UK preferring to pay UK to UK as cheaper, faster, and more secure. All such funds going on precisely the same items of expenditure, portfolio rent, wages, guest related items ,

The audit shows he has not diverted or syphoned any funds whatsoever.

Nor has he derived any benefit of any kind from the bookings or business to date?

Not only has he derived no benefit , but he has made a substantial net loss. His financial position, (income, cash, assets etc.) is in excess of R15 million worse than the point prior to establishing the portfolio."

Even a simple examination of the spending habits, behaviour, totals etc. shows very clearly no secret funds exist. If they do, then the account holders are masochists. There is no spending on luxuries, no spending on items such as dinners out in restaurants, no holidays, or excursions. No purchasing of assets fixed or movable. No purchasing of currency or crypto currency.

Importantly what little "personal" items of expenditure there are almost all food related and even then, this comes in sporadic bursts. With the vast majority of that spending being conservative, and on budget items" "the spending patterns are those of someone with irregular and little income",

The number, frequency and importance of the returned items also strongly suggests there is no other income to either account or from other sources. In our experience clients with access to any funds do not let payments like private healthcare, pension, gym, utilities, house or car insurance, storage units, or rent bounce and often for a number of consecutive months."

And do those peddling the scam narrative expect people to believe that their campaign has nothing to do with the fact they are R100 million better off as a group with me out of the picture than with me still the tenant.

The fact that out of all of these statistics, the thousands of guests, the hundreds of bookings, WDS can find half a dozen cases that he hopes with a sticking plaster and enough misrepresentation he can get it over the line as fraud.

OUR GUEST FOCUSED SYSTEM WHICH PROTECTS AND UNDERWRITES ALL GUEST TRANSACTIONS

Completely ignoring the system, we set up that cost us a fortune to commit to and meant forgetting the majority of the usual sources of bookings as well as taking on the personal liability. And that is before we even tackle the individual cases themselves.

Conscious of the constant attempts to portray our legitimate business as a scam, and the fact that Mario had just managed in a very short space of time been able to embezzle R750-1,200,000 alarmingly easy, and equally conscious of ensuring every guest is afforded the maximum protection possible I had gone out of my way and sacrificed a huge portion of future revenue to create a system that is entirely guest focused and constructed to ensure no guests can ever lose money.

In 2021 and 2022 bookings came through as many as 20 different avenues including over a dozen platforms, the various Instagram profiles, the websites, directly, referrals, various high end travel agencies etc. With nearly 20 avenues added to the fact that there were half a dozen villas. then with the standard four to eight tier pricing, that meant for every day of the year there are over 500 potential booking options. This can and does lead to clashes. But it is in the handling of any that shows good intentions.

After Mario and ensure secure services left having pocketed almost every cent of rent and deposits received and left us with no agency, no system, no dairy, no platforms, no online presence, no bookings, no money, everything had to be established from scratch. I made the conscious decision of going with only one platform and ruling out every other avenue or source of potential bookings and income. Ruling out roughly 80% of where bookings had come from previously. Solely to ensure the integrity of the bookings that came through and eliminate as best as possible the chances of clash due to multi booking streams.

And more importantly the choice of platform was Booking.com. With whom we had had an account since 2021 with an absolutely no blemishes on our record. An account with dozens of 10 out of 10 reviews from guests, hundreds of bookings and almost as many cancellations. Every single one of which has received the full refund they were due. Any guest booking by the Booking.com platform enjoys the peace of mind of knowing that if for any reason they cannot have the villa they have booked Booking.com will immediately search the database of hundreds of luxury villas and find them an alternative villa of the same or better standard.

Importantly the full cost of that is billed to me, which will inevitably be much more expensive than what the guest paid us due to the short notice nature of the booking.

Booking. Om's invoice for the cost of relocating the guest is immediately added to our account which must be settled within the calendar month for which was raised. Failure to do so results in the profiles being closed on booking.com and no longer able to take bookings or be advertised. Clearly the value of future bookings for example the next year or two will always exceed the value of bookings for the current week or for the current month by ratio of 12 to 1 or 52 to 1 and as such no villa host is going to write off 52 times the income equivalent of the cancellation in question.

Further, through discounting and advice guests are pushed towards payment by card. Even though it is much more expensive for us (the processing fees, the average expected level of chargebacks, the average expected level of fraudulent transactions by guest that will inevitably be experienced, the greater cost of managing the

payment systems) and much slower than a bank transfer (taking up to 10 days to fully clear). For the sole reason that card payments afford the guests an extra layer of protection allowing them to initiate chargebacks if there is any issue with their booking. And in the case of chargebacks if the guest's complaint is valid then we as the recipient will have no alternative but to either sanction the chargeback or the card processors will do it regardless.

Any chargebacks are deducted from the balance of the account. There is no other option. So, it must be paid. And as the card processing account is in my name all debits and loss ultimately fall on my shoulders.

Every guest who did not get their booking because of the illegal evictions by WDS who paid by card is entirely to a full refund. And even when every cent on the account has been utilised refunding them if there are more to refund the card processor will honour those and expect me to cover the deficit.

And the only items on which guest money was ever spent was rent, utilities, staff wages, deposit refunds, repairs and guest experience products and services. So, no matter what the source or route of payment it all ends up going on the same things.

No sane host is going to effectively forfeit their entire account by refusing to settle an invoice for a guest relocation or refund. Or indeed a dozen such invoices.

And with Booking.com our only platform it would have meant sacrificing 100% of current and future revenue if we were to put a foot wrong.

So, it is we, and more especially myself as the account holder, as it has always been in my personal name, that underwrites every single booking received.

If there is a diary clash the onus on us is to sort it and accommodate the guest. If we cannot to find an alternative villa ourselves, we would approach Booking.com to do so. If that is not possible or the guest is not happy with the choices, then a full refund is made. If we failed to issue a refund to a guest where one is due, then again booking.com would quite rightly strike us off losing our entire revenue stream over a cancellation or clash.

So, of only using one source for bookings and that source being a platform that gives guest complete guarantees which we must underwrite no guest can lose money. And by restricting the avenues from which bookings can come, from twenty down to one, and consciously choosing a platform where the costs of being a member are considerably higher than those with laxer guarantees means a substantial drop in the potential revenue. So, in every sense we have sacrificed a considerable amount of revenue for the sole purpose of affording guests complete full.

And yet the consortium still tries to present that there is something nefarious going on.

At the point of arrest, the value of bookings already received but not yet paid was R6 million. Which was generated in a very short space of time. We would have easily been able to refund any deposits where it was necessary to do so from the accounts as they stood and the proceeds of bookings.

If we were siphoning money in any way or had a financially unstable structure or system, then at the point of the illegal eviction when all revenue was switched off as easily and quickly as a light switch then there should have been hundreds of guests affected who received no refunds. Yet, once the last guest who paid by card has been refunded or a chargeback processed then of those who paid us 9% will have full settlement. The residual representing the balance of funds locked in FNB as a result of the freeze. As many as 80 bookings will have

been affected by the illegal evictions. But once guests are communicated with (assuming WDS is told to stop trying to keep them from communicating so as to keep them in a position of losing what was paid) no more than 2-3 will be due anything (and paid from FNB). Which after the carnage caused by WDS and the landlords is a quite remarkable position.

They had hoped the misery they inflicted on all those families would not just provide useful ammunition in the civil proceedings and the media but result in substantial losses for dozens of families so they could turn those into charges.

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CHARGES RELATED TO RECENT ARREST

Addressing very briefly the guests mentioned in the initial charges, the ones I remember from the day of arrest and in Hout Bay (and considering SAPS still have all hardware, software, and data) as we have never been provided with anything on these:

[Important to put into context. see foot of letter for more detailed reference to Omicron]

Of these literally thousands of people who make enquires, who ask for quotes, who book then cancel, who book then arrive, WDS/SAPS produced 3 complaints. All from the chaos of Omicron. Two were added at the Olice station. TMs Pepper and Mr. Isaacs

Pepper. From memory was due to arrive 29 December. After the arrest.

Although we did not expect her to show up and anticipated a last-minute cancelation as Paula had been in contact with Tamsin some time prior to (tbc) as others

, and had messaged the office again after the arrest. WDS had occupied the house by that point. We had been illegally evicted. Her mother Cheryl rung me just before the last court appearance (re update post bail). I suspect encouraged to do so by WDS in the hope that my now penniless state would mean my inability to refund her on the spot for what was a corporate and not personal liability anyway so that that could be portrayed as proof of a fraudulent intent all those months earlier when she paid.

Requiring me to have fortune telling abilities that every one of our 6 villas would be stolen by the time the New Year arrived.

I rung her back. She had clearly spoken to WDS and had been convinced she had been scammed. That the villas were never ours to rent, and that the whole enterprise was a sham. Furious we had not replied to her email sent prior to arrival (when I was in prison) or had been there on their arrival or been a round to answer her calls when she arrived or demands for a refund afterwards. Clearly told lies about the scam but not told of either the illegal eviction or the fact they had put me in prison so there was a very good reason that there was no one around to answer or help her.

Then later in the week I sent her a message asking for details of the booking and payment so I could look at refund options. But she has not replied. I am confident that like all the others WDS has instructed them not to communicate or resolve the issues with us directly, not to trust me, that I am this evil scammer, and any contact can only end badly for them, to put their faith in him achieving resolution. Contact is discouraged in case it results in refunds or settlement as that would then result in him losing ammunition. If there are no

losses, there can be no fraud. So WDS intentionally tries to inflict losses and or avoid a guest from recouping losses.

Those that have spoken to me, whether from recent bookings or those of 2021 all tell precisely the same story. Discouraged by Paula, WDS or the police from communicating with us, told not to accept date swaps or villa swaps, not to entertain payment options or schedules. And promised they will get resolution if they join with Paula and WDS and leave the fight and the resolution in their hands. But and mentioned for Paula and WDS resolution means my ruin. Which is the most sure-fire way of ensuring those they have persuaded to trust them rather than us will lose. When the only reason for our contact is to establish if any deposits due back and to action where we are able to what motive can there be for stopping us refunding guests

It is the most hypocritical display of concern and offer of help imaginable.

Mr. Isaacs. Booked a year prior to the property he had booked at Hove Road was given to Ms. Disberry in a settlement agreement that she immediately breached. After 4 changes of agent since his booking it was not showing in the diary, and he had not been switched to another villa.

Every other Hove Road booking had either been upgraded to Fisherman Bend or cancelled and the deposit refunded. There were dozens of these bookings processed in this way. Had there been any plan to defraud then why would we attend to every booking in the diary and either upgrade or refund. Had Mr. Isaacs been in the diary his would have been dealt with in the same way.

When he contacted me, and I looked back through the records and saw his booking I wrote to him and despite this being a corporate liability and not a personal one I confirmed I would refund the full cost of his booking in the new year (Circa a month from that point) as the receipts for the summer would have come through in a significant way by then. Then of course WDS arrested me and illegally evicted me.

I strongly suspect that letter sent by email was not included in the submission of evidence as it would not suit his twisting of the facts.

Jason Chaffaitz. He booked Hove Road with a group of friends. He had booked a stay of 1 month which presented the biggest problem. The group had not filled out any of the questionnaire/forms related to the guests within the group and had not provided any ID. Which always set alarm bells ringing. Because of Omicron I had not been able to travel to the UK as planned and would therefore ironically have to rent short-term accommodation over the Christmas and New year period or occupy Hove Road. Neither of which was ideal as we had so many bookings. As they were young crowd and had failed to fill in the forms necessary, we became concerned it might be a party crowd. Were they booked for only a week that would not cause any major problems. But having booked a month we could end up with a party crowd extremely upset neighbors and no ability to remove them for at least a month.

I wrote a very long and explanatory letter to Jason and remember quite specifically asking him on receipt if we could discuss things rationally and referencing the fact of not discussing it like Americans would typically do the lawyering up and throwing threats around. Unfortunately, that's precisely the way it went with threats of lawsuits and huge sums of damages as well as compensation for distress and what-have-you. The conversation was not productive. I offered him fisherman's bend effectively my home, I offered to find other villas, I offered as a possible solution of slicing the month into four lots of one week to give us the ability to end the period where the guests prove unruly. Unfortunately, Jason's was confrontational from the get-go and that never changed.

Afterwards we agreed a repayment schedule around \$1000 I think from memory every 2 weeks. Our sole requirement was if we were to be able to do that that it would require Jason to stop attacking the business which he had proved very effective at doing, both directly and online. He could not expect us to be paying such large sums out if on the other hand he is attacking our income. He agreed, we paid the first 1,000. For whatever reason he felt unable to keep his promise and we found out through various people that he was the author behind many of the ongoing attacks. The payments stopped as a result. A friend of his negotiated a resumption of the payment on the same terms and we made another payment of \$1000. But again, Jason couldn't resist the attacks. And that was the last payment made. He had caused far more damage than the totality of his refund.

J Sandler. The guest cancelled their booking and did so outside of the terms of a refund so was due no refund. The guest lied as to his reasons and the lie was discovered by virtue of his laying the charge.

The reason they gave was that it was impossible to travel at the time they were due to travel. As that was the requirement for a full refund. Guests in the first week or two of Omicron where it was impossible to travel were given a refund. But where restrictions begun to lift or had lifted and travel was possible, whether easily or with some difficulty, that did not fall within the terms of the refund according to the contract. Because after all it was a rental contract for a villa and not an insurance policy or a holiday insurance contract. We pointed out to the guest at the time that there were people coming from his exact city at the same time so the assertion that it was impossible to travel at the point of travel was in fact not true. The guest insisted on cancelling, so the cancellation was processed.

The simple laying of the chargers itself demonstrates the what the guest said was untrue. It was clearly possible for him to travel at the time the dates came round because he was in Cape town on those dates which is demonstrated by the fact that he walked into camps bay police station to lay the charge. So, the laying of the charge in and of itself proves the reason he gave that required a full refund was in fact not true. The Investigating officer commented on this very point before we even could. And said he saw nothing further to answer in regard to either of the two cases.

But these cases were purposely kept alive by Paula and WDS. An examination of either and our responses would show that.

Scot Pharr – We refunded Mr. Pharr in full via his credit card.

Precisely why we spent a huge sum pushing people to pay by card. Fees and incentives of circa 10%

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The above is from memory as I neither have the charge sheets nor 90% of the data as all that is on the computers and in the file etc. But it is important to also remember that the main cluster of clashes were stays that covered/included Christmas Day and NYE. In part because of several bookings that came in on those days specifically despite our having blocked the diary we thought. There was no benefit in those bookings as they were via Booking.com and where a guest cannot be accommodated, they would not have paid out. But it did serve to make a very challenging diary even more challenging. Made extra complicated by the fact Omicron had grounded me when I had expected to be in the UK over December period and thereby reducing further our options.

But despite having had almost no income since the announcement of the new strain on 24 November and having had a massive jump in money that would need to be paid out, we went to considerable expense trying to accommodate everyone. Spending a fortune on Airbnb villas through other hosts to ensure everyone got a villa. Unfortunately, some declined the villas wed secured as replacement because it “was not the same view” Was not the same décor”, “was not the same pool”. It was simply not possible to replicate the villa of first

choice and that was the feedback as to what was expected. Difficult in any week of the year, impossible in that week. I even gave guest my own home moving all of us into the staff studio flat for the period in an attempt to ensure everyone got a villa.

Had Omicron not happened we would have banked roughly R6+ million over that short period alone. Enough to give every guest where there was a clash a villa doubles the cost of the one, they had booked.

[see foot of letter for more detailed reference to Omicron]

We did as mention offer every single guest, including those whose cancellations didn't fall within the terms needed for a refund, and those whose stays were booked for periods that wouldn't ever be affected, the option to change dates into the following year for free. In effect meaning for every two-week booking every guest will have consumed four weeks of the diary, their original two weeks, and the new two weeks. The cost of each free period being the same value as the sum paid to us and therefore the date change offer would cost at least as much as the full value of all the bookings combined. Especially as for every week given to a guest for free is a week that could then not be sold.

In addition, guests were given the option of both the date change, and should they wish the option to sell the new dates should they have no use for them. Either to friends, family on a wider basis and in some cases, we offered to sell the dates on their behalf for which the guest received the money paid by the new guest.

We tried our best in a very extreme and difficult situation and environment. If there had been any attempt to scam or shortchange then a host could have walked away and washed their hands of the issue or guest, but we did the opposite and tried every which way to make every guest happy. And where we failed to make a guest happy that was a very big disappointment for us. We had put so much time, love, effort and money into each villa and guest experience it was very upsetting to see things falling apart as the travel chaos and collapse in income began to bite.

Please note that the time of writing this we have had almost no replies to our emails to past guests about arranging their refunds. Those we have spoken to have said they have been told by WDS and or police not to communicate with us, which if true is both strange and alarming. As it would imply that as above and as in previous instances of cancelled booking WDS is trying to engineer a situation where there is loss where the need not be any at all

The concern would be that as with all card processing facilities there will be dates beyond which neither refunds can be made, or chargebacks processed and if that date is passed then guests will lose out unnecessarily.

It certainly seems that not content with creating the carnage in the first place, creating a situation where guests turn up to start their holidays to villas that I no longer have control of (rather than inform the platform who would have made alternative arrangements for guests well in advance, not content with lying to guests on arrival, not content with nudging them away from the constructive routes towards the confrontational ones and to laying charges rather than speaking with Booking.com to get another villa or their card company to get a refund, not content with completely misrepresenting the facts related to the 11 cases WDS listed in his court bundle,,

He is trying to create a situation where guests for whom a refund can be made in full are left severely out of pocket. In the hope of resting "victims" so he can insinuate that despite all the facts above (which he will of course keep from the prosecution) this was a case of fraud. And nothing to do with his incredibly sinister and illegal plan that has been in play for a year and that the simultaneous illegal evictions at Fisherman's Bend and

Leirmans Road, my spending three months in Pollsmoor along with the decapitation of the system and the chaos that followed were his masterplan. Showing astonishing cruelty, manipulation, and morally repugnant behavior

EVIDENCE, DOCUMENTATION, IMAGERY ETC

Additionally, and separately to the documents and items in the first letter, listed below are further/additional documents, video footage, audio material, WhatsApp chats, voice notes, photos, statements, and items included with this letter or links provided to access them on the attached schedule. The third batch will go under separate cover.

1. Affidavit in the November civil proceedings including a prediction of the arrest and reasons why.
2. Videos of the private investigator WDS (hired by the consortium and the author of the recent attacks and both arrests). Wouter de Swardt on 22 July with the 8 Nigerian thugs (with criminal records and some armed) who broke into the house and tried to eject the guests who refused to leave.
3. Videos of Mr. Keith Broad on March 1st who kicked the front door in, forced his way into the house along with Bobby (Gail Broad's husband) with the clear intention to assault Mr. Russell and Mr. Sokanyile
4. Videos of Wouter de Swardt (WDS) on 24 July with the same 8 Nigerian thugs who forced their way into the house, beat up the housekeepers and threw them out, then changed the locks.
5. Videos of Mario Boffa's "confession" including the involvement of Paula, WDS, Johan, Denis in a variety of matters including the stealing of the second passport, the nobbling of the visa application, sabotaging and stealing guests, trying to set up double bookings or guest problems so they could point to some kind of dodgy activity, the embezzling of R1 million, the plans of WDS to arrest Mr. Russell, used as a means to extort money, (they had not yet decided on what basis), the plan to enter the property and assault Mr. Russell Paula's role in controlling WDS and Johan and Denis
6. Schedule of perjury re WDS
7. Schedule of perjury re Ms. Disberry
8. Schedule of perjury re Mr. Mrs. Broad
9. Schedule of perjury re Sergeant Duna
10. Audio of Mr. Moonsamy meetings
11. Audio recordings of Mario Boffa revealing the plans of WDS, Johan and Denis
12. Statement of Sylvester to Central Cape Town SAPS re the illegal eviction and assault of the housekeepers at 16 Leirmans on 24 July
13. Statement of Russell to Central Cape Town SAPS re the illegal eviction and assault of the housekeepers at 16 Leirmans on 24 July

14. Statement of Ollie Sokanyile to Central Cape Town SAPS re the illegal eviction and assault of the housekeepers at 16 Leirmans on 24 July
15. Whatsapp Johan, Denis, Mario, Andre discussing the agreed plan to embezzle R1.2 million in 2-3 weeks and their new alliance with WDS
16. Letters to guest refunding all bookings paid by card.
17. Letter to bank authorizing use of the balance to clear the remaining deposit returns.
18. Ollie Sokanyile statement
19. Ollie Sokanyile (girlfriend) statement re eviction at Leirmans Road
20. Copy of formal complaint to IPID
21. Copy of formal complaint to Psira
22. Copy correspondence with the British Embassy
23. Communications with Louis Herbert in regard to setting up a corporate and financial structure so that any profits could be allocated to a trust account to repay any historical liabilities including refunds. Schedule provided of known past liabilities and estimations in regard to use of profits over the peak period to clear all historical liabilities, deposit returns taking priority.
24. Audio of Mario revealing WDS, Johan and Denis plans including framing Mr. Russell and if necessary, planting evidence
25. WDS, Johan, Denis re SAPS and Hawks contacts
26. Mario letters to the bank re the embezzlement by Mario, Denis. Johan
27. Mario letters to ENSURE SECURE SERVICES re the embezzlement by Mario, Denis. Johan
28. Mario: all communications with Ensure Secure. Handed over during the confession.
29. Mario re statement and retraction of forced statement
30. Document where WDS states Mario is Mr. Russell's accomplice, and a warrant has been issued for his arrest. To our knowledge no such warrant exists. The last thing WDS, Johan or Denis want is Mario questioned by the police as they will be straight in jail.
31. Disciplinary letters and notes in regard to Wellem spying for Keith and the fraudulent decorator contract.
32. Documents re investigation and revocation of WDS PSIRA license
33. Housekeeper messages
34. Updated file of breaches of criminal law by de Swardt and other consortium members
35. Phone conversation with AB13 about the illegal methods in creating evidence, witnesses and forced witness statements.
36. Phone conversation with AB16 about the illegal methods in creating evidence, bribing, and threatening witnesses and forced witness statements.

37. Copy of messages on Booking.com declining high offers for Xmas and NYE as we were full capacity.
Including declining a booking worth over R2 million
38. Further copies of communications with the channel manager arranging for the sync (booking.com conflicted due to currency of Booking.com being different from that of the chosen channel manager so the sync was removed while we made changes then to be reapplied which then stops diary lashes)
39. Contract with channel manager
40. Emails and conversations as well as support calls in regard to syncing of the diary to block dates taken to help make double bookings impossible.
41. Screen shots of channel manager and blocked dates
42. Fisherman's Bend Camera 1: Series 1-21
43. Fisherman's Bend Camera 2: Series 1-12
44. Fisherman's Bend Camera 3: Series 1-19
45. Fisherman's Bend Camera 4: Series 1-23
46. Fisherman's Bend Camera 5: Series 1-6 (7-24 are irrecoverable)
47. Bank statements: clearly show no sums being received, syphoned or channeled. Except for half a dozen payments (UK to UK) there are zero rental receipts. And all the money that came in went directly on the villas and guests. The account was in overdraft for 80% of the year incurring substantial overdraft charges.
48. Phone conversation with AB23 about the illegal methods in creating evidence, bribing, and threatening witnesses and forced witness statements.
49. Timeline documents detailing all events, those involved, the damage suffered and the extent of any corruption.
50. Copy of submission to be sent to the Magistrates court re police's requiring of prosecutions objection to bail.
51. Statements re the meeting of Wouter de Swardt, Ragi Moonsamy, Inga Broad, Rajeev Vasant Sheth and Krashani Deoshini Naidoo to celebrate the success of their plan.
52. WDS/ Keith Broad perjury: Spoliation affidavit
53. WDS/ Keith Broad perjury: Protection Order statement
54. WDS/ Keith Broad perjury: File re eviction including security company communications.
55. WDS/ Keith Broad perjury: Johannes Loubser attorney emails and opinion detailing the perjury.
56. WhatsApp of Mario Boffa
57. WhatsApp of Denis Dalton
58. WhatsApp of Johan
59. WhatsApp re WDS

60. Rajeev Sheth and Krashani Naidoo notes re involvement in the removal of Mr Russell to facilitate the private exclusive use of the property for their family. Further notes re the stay of mid-December to March.
61. Consortium principal members financial reports
62. The inventory of 32 Fisherman's Bend showing Mr. Moonsamy has failed to return 2+ millions of my possessions. Of which to date he has returned none .
63. WhatsApp of housekeeper 2
64. WhatsApp of housekeeper 4
65. Email from Rajeev Vasant Sheth and Krashani Deoshini Naidoo confirming their trip to Cape Town for mid-December to end March.
66. Voice recording 1 of housekeeper 2 (including confirming the staff knew of the arrest a few days before and were told by WDS and the landlord. And offered jobs afterwards if they cooperated and kept quiet afterwards)
67. Voice recording 2 of housekeeper 2 (including the meeting of WDS, Inga Broad, Ragi Moonsamy, the new owners Rajeev Vasant Sheth and Krashani Deoshini Naidoo to celebrate stealing the property from me
68. WDS cover up the illegal eviction at 16 Leirsmans Road where the occupants were arrested and made to leave then recorded leaving to give the impression they were not forced.
69. Voice recording 3 of housekeeper 2 (including the meeting of WDS, Inga Broad, Ragi Moonsamy, the new owners Rajeev Vasant Sheth and Krashani Deoshini Naidoo to celebrate stealing the property from Mr. Russell
70. Answer phone message of housekeeper 2 Voice
71. Recordings of meetings with Mr. Moonsamy. Including his statement that if rent is not paid in full and by the 1st of December I to be on the doorstep with my bags packed for the 2nd of December.
72. Mario Boffa retraction of witness statement
73. Mario Boffa letter to Capitec re embezzlement giving sums and dates.
74. Capitec bank statements
75. Mario Boffa statement about Johan and Denis actions during October. As well as the plan for Andre to assault Mr. Russell with dumbbells and drug.
76. Email one to Capitec
77. Email 1 to Nedbank
78. Email one to Standard bank
79. Email one to Discovery
80. Email to VBRO

81. Email to booking.com
82. Email to ESSre scam
83. Follow up emails to banks.
84. Schedule of guests check ins and check outs.
85. Cape Exclusive FNB bank's statements start to finish. Credits total R580,000
86. Guest online reviews x 87
87. Mr. Russell Halifax bank statements. Showing account in overdraft majority of year. Handful of credits from UK. Nothing else of note
88. Receipts and invoices related to various accounts inc mobile phone, storage, health care. Showing fallen into arrears after removal by Paula, Peter, Broad and poss Moonsamy of platforms
89. File re Airbnb super host status x 19 months
90. Nobbled visa application and ESSsabotaging further attempts.
91. File re guest communications with Mario/ ESSagency trying to deflect blame to us.
92. Communications with FNB re CER account
93. Refunds list and comms re all card payments Dec 22 onwards
94. Communications WDS, police and consortium re dissuading guests from direct communications and refunds
95. Messages with W Yav. Inc screen shots of Mario's messages to him blaming Mr. Russell for taking funds when no access to accounts and no funds ever received.
96. Phone calls with Mr. Yav x3
97. Messages with Australian guests of Mario's/ ESSwho turned up having booked 32 Fisherman's for 2 weeks for just R80k via VRBO. Including our offer, they use Leirmans while they found alternative villa.
98. Messages with other clients of Mario/ ESSwho they had taken bookings from with no possibility of honouring them.
99. File 342. Messages of clients re DWS/ Ms. Disberry persuading them not to resolve issues.
100. Messages from Paula re the NYE 2021 guests
101. Messages from Peter Van Wyk inc threats and bribery
102. Airbnb messages re cancellations
103. Messages to guest called Michael on booking.com declining the R2 million booking.
104. Folder: Messages from guests cancelling after being contacted by Paula. Including values
105. Messages from guests cancelling after seeing posts, fake Instagram or articles posted by DWS, ESS, Mario, Peter, Paula etc.
106. Invoices re canceled bookings at Leirmans including refunds.
107. Invoices re legal fees for the numerous illegal evictions

108. Invoice re legal fees related to the punitive costs order (still unpaid)
109. Copy interdict re Mr. Broad WDS on 16 Leirmans Road, breached by WDS on multiple occasions until effectively vetoed by staged arrests.
110. Punitive costs order
111. Copy lease at 16 Leirmans
112. Advocate opinion re illegal evictions at Fisherman's Bend and Leirmans Road
113. Opinion of Johannes Loubser on various matters
114. Statements re WDS illegal eviction at 16 Leirmans Road and video he forced those evicted to take part in an attempt to show the left voluntarily.
115. Folder: Notes re Paula Disberry perjury
116. Info related to threats and bribery – Beverly / Pala / Peter
117. Witness statement re threats and bribery - Beverly / Pala / Peter
118. 45-minute voice recording about methods used by Paula, Peter, Beverley, police et. Inc threats and intimidation
119. Statement of Lou Ann of 2nd Chances re contact by Ms. Disberry. Found to be intimidating and harassing.
120. Johan and Denis inside the property with WDS
121. Confession re Johan, Denis's plan to embezzle R1.2 million and WDS joining the team.
122. Whatsapp messages discussing the plan to embezzle R1.2 million.
123. Voice notes discussing the plan to embezzle R1.2 million.
124. Voice notes re plans to drug and assault.
125. Warrant of arrest for Keith that Hout Bay buried.
126. HSBC Statement forged by Mario (the account is entirely fictitious and does not exist)
127. Message trail re plan to drug, torture and murder Mr. Russell
128. Protection Order against Keith Broad, breached and ignored by Hout Bay
129. Arrest warrant for Keith Broad. never exercised.
130. Witness statements of guests who WDS tried to throw out.
131. Videos received from the guests who WDS tried to throw out.
132. Witness statement of guests lied to by Paula.
133. File on guest Joh who Paula tried to manipulate and let stay at Hove Road
134. Complaint to Bar Council re the hearing of both Protection Orders where they had ours set aside and theirs finalized before we even arrived at 9am. (same court clerk Mario caught trying to nobble the file in a later visit)
135. Video of court official doctoring the file

136. Evidence of ensue secure services being a sham private investigation business with a fake Psira license advertised.
137. Evidence Folder related to WDS, past and present illegal conduct.
138. WhatsApp Paula Disberry
139. WhatsApp Peter van Wyk (including threats)
140. List of known payments by consortium to others
141. Photos from Peter Van Wyk of my new passport stolen by Andre, Denis, Johan for Peter, and Paula to serve current consortium needs.
142. Communications folder with British Embassy
143. Audio Confession 1
144. Audio Confession 2
145. Audio Confession 3
146. Audio Confession 4
147. Audio Confession 5
148. Audio Confession 6
149. Audio Confession 7
150. Audio Confession 8
151. Audio Confession 9
152. Paula Disberry file
153. Information in regard to the hiring of the 8 Nigerian thugs
154. Keith Broad file
155. Letter to Mario Boffa from Louis Herbert attorneys demanding he cease advertising fisherman's bend and taking bookings on it.
156. Second letter to Mario Boff
157. Malicious prosecution 1. Inventory 1 – at house
158. Malicious prosecution 1. Communications with Mr./ Mrs. Broad about the unit prior to the charge being laid.
159. Malicious prosecution 1. Report on forged Home Affairs document
160. Malicious prosecution 1. Report on value of contents
161. Malicious prosecution 1. Transcript of bail application (pending)
162. Malicious prosecution 1. Assessment of loss and damage because of the malicious prosecution
163. Malicious prosecution 1. Inventory 2 – at unit
164. Malicious prosecution 1. Comms related to inspection of property.
165. Malicious prosecution 1. Comms related to post bail inspection of the storage unit.

166. Leirmans Road civil proceedings file
167. Consortium bank statements
168. Paula and Beverly investigation methods and techniques
169. File re Beverly and relevant statements by others
170. Audio kitchen, 1 of 3
171. Audio kitchen 1 of 2
172. Audio kitchen 3 of 3
173. Hove road/ Ms. Disberry settlement agreement
174. WhatsApp export inc photos and messages exchanged with Mercy about the handover of the property and the exchange of items from each property.
175. Malicious prosecution No.2: The table of items Mercy had noted as marked or missing which we then found and returned.
176. Malicious prosecution No.2: WhatsApp export. Messages from mercy confirming everything except desk sorted followed by messages confirming that had been returned.
177. Re malicious prosecution No.2: Ollie WhatsApp export
178. Re malicious prosecution No.2: Statements re exchanges
179. Re malicious prosecution No.2: Settlement agreement which was full and final.
180. Re malicious prosecution No.2: Notes re Camps Bay SAPS
181. Communications with Louis Herbert in regard to setting up a corporate and financial structure so that any profits could be channeled into repaying liabilities i.e., refunds.
182. Consortium online libel campaign: WDS
183. Consortium online libel campaign:
184. Consortium online libel campaign:
185. Consortium online libel campaign:
186. Consortium online libel campaign:
187. Copies of articles
188. Copies of Mari Boffa petition
189. Copy of content posted by Mario Boffa and ensure secure.
190. Copy of content posted by Peter Van Wyk
191. Copy of some of the fake Instagram professes.
192. Copy of communication in regard to the pulling down of the profiles
193. Report on objection to bail for arrest 2, December 19th.
194. Copy message P Disberry to future prospective guests via Instagram
195. Copy messages P Disberry to others to get them to place fake bookings or quote requests.

196. Audit of fake bookings
197. Copies of some of the messages from guests cancelling as a result of consortium campaign
198. Schedule of losses caused by the consortium.
199. Copies in regard to the pulling down of the Airbnb profile (16 occasions, in the main Peter Van Wyk)
200. Photo albums 1 – 27
201. Timeline (including for each entry: dates, events, persons involved, crimes committed, corruption factor, cost, losses damage)
202. Emails from Rajeev Vasant Sheth and Krashani Deoshini Naidoo confirming their trip for mid-December to end march with arrival two days after date of arrest.
203. Emails confirming payment of R250k on 9 Dec, received 12 Dec and remainder a week hence 19 Dec. Arrest followed the next day.
204. Table of losses
205. Asset schedule. Before cape town and present day
206. Forensic financial audit. Showing absolutely no secret or syphoned funds. Showing an extremely large contribution from Mr. Russell and absolutely no drawings or benefit derived. Audit shows a progressive sale of assets (purchase prior to coming to Cape Town) by Mr. Russell into properties, guest experience and other related matters. Mr. Russell maintaining a near permanent state of overdraft. Total estimates as to financial position at present in comparison with prior establishing the rental business being a minus balance of R8 million. The suggestion by Mr. de Swardt of a personal or business surplus was found to be entirely false, and we can find no basis for such a claim. In reality the reverse is the case.
207. Bank statements
208. Statement re conduct of arrest 2.
209. Judgment in November hearing for postponement to mid-2023 on lemans road
210. Transcript of bail application 1
211. Judgment in bail application one including concerns of judge re testimony, perjury, and case in general.
212. Letter of demand from Mr. Moonsamy's attorney which expired one day prior to the arrest.
213. Table of cancellations included refunds and status. Showing rate of 98% full refunds. Total exceeds R4 million
214. Witness statements re methods of police and consortium

215. Witness statements in regard to Paula et al attempts to keep guests from December 2021 from resolution and refusal to engage Mr. Russell on the subject. Choosing instead to keep the list a secret until such time as it had a use.
216. Booking.com statements re sabotage by consortium members
217. Photos of notes to the front of the properties at Leirmans Road and Fisherman's Bend telling guests they had been scammed.
218. Statement re illegal eviction at 16 Leirmans Road on 14th December (day of arrest) and WDS attempts to cover it up.
219. File including statements re Ollie Sokanyile
220. File including statements re Chandre Abrahams
221. Photos of listening devices found at Fisherman's Bend, planted by Johan, Denis, Andre etc.
222. 1 KEITH
223. High Court Matter - Broad.pdf
224. IN THE HIGH COURT OF SOUTH AFRICA. 12525.2022.pdf
225. Letter from Oostco to SAPS Hout Bay - 29th July 2022 - URGENT OLWETHU SOKANYILE OTHERSV KEITH BROAD __.pdf
226. Llandudno Luxe. 16 Leirmans Refurbishment Project Between 15 October_15 December 2021.pdf
227. FOF 16 Leirmans Road (Llandudno Luxe) Refurbishment. Before and after photos.pdf
228. W Letter to Oosthuizen 31.08.2022.pdf with notesii.docx
229. 16 Leirmans Independent Inventory of room contents.pdf
230. FOF Spoliation Application Bundle Part 2.pdf
231. Naked Policy Wording - Penter.pdf
232. FOF Spoliation Application Bundle Part 2 ollie.pdf
233. FOF
234. Spoliation Application Bundle Part 2 OLWETHU SOKANYILE OTHERSV KEITH BROAD.pdf
235. FOF Spoliation Application Bundle Part 1.pdf
236. Answering affidavit + confirmatory - Protection Order4 KEITH BROAD_OLWETHU SOKANYILE.pdf
237. 16 Leirmans. Landlords Old Property. Independent Inventory of One Room.pdf
238. R231 Letter to Mr. Boffa MB CPTLUX LUNLEG - Darren Russel 11 November 2022 Final draft.pdf
239. W Eben security firm export of Whatsapp chat.docx
240. FOF Letter from Oostco to BVPG - 28 February 2022 -v2.pdf
241. W Letter from Oostco to BVPG - 28 February 2022 -v2.docx
242. Letter from Oosten OL WETHULSOKANYILE OTHERSV KEITH BROAD ndf

243. PETER VAN VIK WHATSAPP per
244. IMG_0803.PNG
245. IMG_0765.HEIC AL
246. IMG_0669, PNG
247. A49660D9-6CC1-4332-84A1-08FD130104AA.JPG
248. IMG_0761.HEICA
249. E WhatsApp Chat - Personal Investigator 2.zip
250. Peter van Wyk zip
251. IMG_0760.HEICA
252. IMG_0672.PNG
253. 17656559-4BD8-4571-9536-8021AD7E3930.JPG
254. WhatsApp Chat - Paula zip
255. IMG_0671.PNG
256. WhatsApp Chat - Legend lush.zip
257. C40531D2-338A-47A7-8F01-52CDE8BFOECE.JPG
258. WhatsApp Image 2022-11-02 at 15.41,32 STATEMENT 3 (1).jpg
259. WhatsApp Image 2022-11-02 at 15.41.32 STATEMENT (1).jpg
260. WhatsApp Image 2022-11-02 at 15.41.32 STATEMENT 2 (1).jpg
261. WhatsApp Image 2022-11-02 at 15.41,32 STATEMENT 3 (1).jpg
262. Photos-001 (52).zip
263. EVIDENCE-202210287204806Z-001.zip 2
264. STATEMENT RE MR BROADS ARREST
265. LEIRMAN ROAD INC ILEGAL EVICTIONS ASSAULT ETC AIDED BY SAPS
266. Videos too
267. Videos
268. Housekeeper phone calls
269. Chandre phone call
270. IMAGES FOLDER 3
271. ENSURE SECURE SERVICES
272. PETER AND PAULA
273. ANDRE
274. WhatsApp Chut-Personal Investigator 2.0 (Unzipped Files
275. Letter from Costco to SAPS Hout Bay-29th July 2022-URGENT OLWETHU SOKANYLE OTHER
KEITH BROAD pist

- 276. Copy of WhatsApp Image 2003-11-02 at 15-4132 STATEMENT 2 (1) pg.
- 277. Copy of WhatsApp Image 2022-11-02 at 15.41.32 STATEMENT (1)
- 278. Copy of WhatsApp Image 2022-11-02 at 15.41:32 STATEMENT 3 (1)
- 279. Copy of EVIDENCE-2022102872048062-001ptk
- 280. Copy of Photos-001 (52) rip
- 281. Photos-001 (82) zip
- 282. MOVIE FISHERM.mp4

ADDENDUM: ADDITIONAL INFORMATION IN REGARD TO DECEMBER 2021 , OMICRON AND BOOKINGS

Omicron and the period after were an absolute disaster. It was a horrific coinciding of multiple different events that in any normal world or situation would have happened entirely separately of each other or not at all.

You will see from all the oy guest correspondence I provided in the first bundle the lengths and costs we went to make sure every guest got a villa and anyone who wanted date changes got those too. The time and cost required in doing so are outweighing any possible financial advantage of the bookings themselves. And as the associated financial documents also show, I not only made not a cent out of any income from that time or since but had to sell assets to pump money in to plug various holes.

As such, the accusation of some premeditated plan or the accusation I benefited in any way whatsoever is definitively false.

With a dozen members of their group, four private investigators, several police officers, and the aggressive use of illegal methods to interview everyone and anyone close to me to establish examples of fraud or the location of these secret millions they have been unable to find a single instance in 2022 and not one single cent of questionable money. Just lots of examples of guest who had wonderful stays at the villas, and bank accounts running on fumes with many payments bouncing due to lack of cashflow.

But when WDS does not find what he is looking for he does not sensibly conclude its not there because it does not exist but rather assumes it's just been hidden too well. The man has become so obsessed he has lost all relationship to reason and logic.

The timing of omicron itself could not have been more damaging if someone had had a calendar and the tourist statistics for Cape town with the intention of choosing the very day it would have the biggest impact.

The announcement of Omicron came on the 24th of November. The summer season starts around mid-December and runs for three to four months from there. But by far the busiest is mid-December to early January which is where most villas will make most of the year's revenue.

It is also a very volatile time anyway as the platforms in their continued attempts to attract more guests offer forever more flexible booking policies. Allowing guests to cancel not just a while before their stay but in some cases as close as a day before the stay. Making it extremely hard for a host to know whether a booking will take place regardless of whether it's been paid or not.

Having experienced cancellation rates on the platforms of 70-80% in the previous few months that made what appeared to be a busy diary meaningless in terms of what the final position could be.

The timing of omicron meant that it was so close to the summer season and the peak season that it was simply too close for many people to find comfortable and in the two weeks that followed the announcement there was a deluge of cancellations. But not just some for December but bookings for January and throughout 2022.

Although on the face of it that made no sense as all previous variants had passed within two to three weeks the simple fact that it had been called a South African variant meant that anybody who had booked a holiday to Cape town was made to feel very uneasy and in wanting the certainty of knowing where they were going on the next holiday many people opted to cancel rather than wait.

Most significantly, on top of this fresh bookings stopped coming in overnight. Which meant zero revenue coming in and large amounts of revenue going out or committed to going out. Sending cash flow into reverse.

And this at the time of year where revenue should be flooding in as it accounts for most of the revenue for an entire year. So, the actual position could not be more different from what it should be based on the time of year and pretty much every season for the last 20 or 30 years.

It also meant a deluge of phone calls and emails to answer, guests cancelling, changing their mind, and rebooking, then cancelling all in line with the news cycles.

Omicron was one of the most disastrous episodes for anybody in the hotel tourist or luxury villa sector in Cape town. But the pain was felt far more acutely because of another several other factors that have coincided at precisely the same time.

For the majority of 2021 we had the one villa at Hove Road. As I lived in the property in effect either the lower half was rented or the upper half with myself living in the part that was not. Most of in the lower half. Which consisted of a two-bedroom apartment. Having taken on the property at Leirmans's road which offered six bedrooms and then being persuaded to take on the villas in Hout Bay which added another five bedrooms immediately and another three come February and additionally the villa in Llandudno which offered 78 bedrooms immediately up to as many as 11 as works progressed. Effectively going from a position of casually renting a two-bedroom apartment to trying to rent in a commercial capacity multiple villas encompassing over 20 bedrooms. Effectively an Increase of 1000% on the space of just a couple of months

Previously as it had been a casual affair, we had only use booking.com an Airbnb. Due to there being more property and considerably more rooms as well as a much higher level of expenditure the net was cast much wider to include almost all the platforms. In excessive it doesn't plus the individual Instagram sites for each

villa as well as the many estate agents who would see our adverts on the above-mentioned platforms and contact us directly

And in line with endeavouring to have a more professional appeal and competing with other Willis the usual price tiers of standard flexible non-refundable but also added

The combined effect of which was to change the system that had previously been just one two-bedroom apartment advertised through just two platforms with just one price level two one where there were multiple villas with over 20 bedrooms advertised on over 20 different sources and platforms with five to seven price tiers meaning daily booking options went from 2-4 to several hundred.

And all of this on the same system as used previously which was essentially simply an Excel table. Not fit for the purpose and which buckled under the weight and proved completely useless. At the time I did not know what a channel manager was or what software was available and even if I did, we would not have had the time to switch.

We had a very small team that team did not change despite the almost exponential increase in the volume of work. And none of the team myself included had any experience whatsoever in the Cape town market or the short luxury villa sector so it was a very steep learning curve for all of us and a learning curve at the most inappropriate time.

And all this at the same time as taking on and refurbishing the new properties with all the work and the distractions of time and resources of the refurbishment would be expected to consume.

And all that at the same time as the busiest period of the year and the period where enquiries alone can be 10 times the normal average with numerous questions, date changes, villa changes, cancellations, and room bookings.

On top of the workload created at the front end (e.g., marketing, bookings, diary, query handling) because of an increase in the number of villas there resulted the inevitable increase in the work needed for the guests when staying. The number of arrivals, the numbers of check ins and check outs all rocketed. The time needed in dealing with these arrivals, the queries when guests were staying, managing the housekeepers for the properties, and maintaining the properties, ensuring the guest experiences were as near to perfect as we were able. talking on and training new staff during that whirlwind near impossible

With so many competing demands on time and resources and with only so many hours in the day things some areas suffered.

We were aware there was an element of hope that was a good wind and a lot of work we would be able to make sure that the diary, the logistics, the arrivals, the departures were somehow made to make sense. But as we could not predict how many people would cancel and how many people would keep their booking it was a very difficult situation in a vacuum of information.

The expectations the bookings and cancellations would follow the previous year where booking. Com's cancellation rate was as high as 80% proved to be inaccurate which through our diary out completely. To counterbalance that we had contacted several hosts and agents and where there was a lack of capacity on our part or clashes and bookings we would have least for that week or days have luxurious villas at or above the standard of our own to offer to guests. And if that was not acceptable to a guest when the deposit could be refunded

However, the onset of omicron and the immediate and complete cessation of all income not just for a few days but several weeks as well as the need to pay substantial sums of money out completely removed that as an option for us.

[It is important to remember that the majority of those who complained that they were owed money are not cases of double bookings but rather where a guest has cancelled, and it has been deemed they are not due a refund.

Our contract allowed for a full refund in the event of very specific circumstances. That essentially being that travel was impossible at the time of travel. Unfortunately, many guests seemed to expect to be able to use what was a rental agreement to replace and act as a holiday insurance or general insurance policy. Bearing in mind such a policy would have cost several hundred Euros it was inconceivable that a rental agreement would stretch as far as providing insurance of that broad type.

Our contracts related purely to the rental of the property and the fair expectation that if a guest made a booking and it was possible for them to travel, they could not expect a refund if they cancelled. Where decisions were relatively easy was where a booking commenced in the first week or possibly two after the announcement. We were very active in warning guests not to jump to conclusions or to panic or to make decisions that affect the trip well in the future based on the circumstances of that day. And we sent out long memos including immediately after the announcement and several times thereafter full. In all of them we tried to introduce realism to the conversation aware that the news cycle would go from calm to hysterical.

And the message we tried to portray to guests was that based on all previous variance they would be a period of one to three weeks where the restrictions would be in place until such time as it was established that either the virus was not of a particularly virulent nature, or it was already so far into the wider public that the ban no longer served a purpose. However, that did not stop many guests who had holidays booked in January February and even well into 2022 sending in cancellation instructions and demanding a full refund. All we could do was reiterate that where a holiday for example was in February you cannot cancel in the beginning of December and state you would like a refund on the basis that travel is impossible of a time travel because no one can see that far into the future. The status of the airline industry and the travel ban in the week that the cancellation instruction was sent has no bearing on the circumstances that will surround traveling at the time where the guests are booked to arrive.

Where it became slightly more challenging is for example in week 3 after the announcement where restrictions started to be lifted and that resulted in many arguments about the definition of the term quarantine and whether the fact that it was difficult to travel on the day of travel as opposed to impossible and therefore whether that would entitle the person cancelling to a refund.

Were any of these disagreements to be had in isolation a business would probably take a relaxed view and avoid the bad publicity and the time-consuming nature of the confrontation and take a generous interpretation of the contract. However, bearing in mind the numbers of people that were affected for us to have taken a relaxed view about the interpretation of the contract would have meant writing huge cheques that were not due simply to keep everyone happy.

what we would effectively be doing is providing guests with a holiday insurance more generous than the most generous out there.

The majority of those considered to be still owed money from December 2021 are in fact guests who cancelled outside of the terms of a refund and declined to take the date swap offered to everyone.

Where the hypocrisy of the consortium really shines through is that had we been left alone to let and manage the villas then even on the most conservative estimates the revenue more than costs would have been enough to repay any sums owed to guests within a couple of months. But bearing in mind their attacks started in December and have never stopped since they were extremely successful in turning what should have been an extremely profitable enterprise into one that has made losses in pretty much every single month. Between that and actively encouraging guests to climb on board their campaign discouraging direct or constructive discussion, discouraging date swaps on the promise of achieving resolution the consortium guided the guest away from resolution and towards confrontation. Or rather letting the consortium use them as ammunition.

We were only made aware of Paula's list months into the year. Which was astonishing, if she cared about anyone getting any reimbursement then why she would never approach me about one or all. Why never pass on their details or do anything that might have helped or bring a case to my attention. Why spend so much time and energy making sure we never had the money to meet liabilities. Why spread lies about scams and about the pots of gold, suitcases of cash and secret accounts

It defies all logic to suggest if rather than trading at a loss we had traded at a profit, of what would have been R20 million if left alone we would not have ensured every obligation and liability off the present or past was cleared. Obligations and liabilities including any sums due out such as deposits would have been a fraction of the revenue that would have flowed in. If not consistently attacked. The attacks served to send a portfolio that should have made very considerable profits into one that made a loss. What the attacks also did was serve to ensure anyone owed money remained out of pocket rather than fully refunded. Which we can say genuinely most certainly would have been the case had we made any profit whatsoever.