

## Summary of Facts and Documentary Evidence

Date	Factual Summary	Exhibit Ref
<b>Aug 2016</b>	Local Government Elections resulting in the Democratic Alliance to take control over the Nelson Mandela Bay Municipality under the political leadership of Trollip. During the last mentioned Bobani was appointed as Deputy Mayor and Mettler was still only the Acting City Manager.	
<b>Sept 2016</b>	Whilst me being on leave during beginning of September 2016 I noted a newspaper article in the Herald Newspaper, which stated that Trollip instructed that the Mohlaleng Media contract be frozen, subject to a forensic investigation. On my return to office I immediately commenced with the forensic investigation and this was before Trollip even furnished instruction to Mettler to instruct Internal Audit to conduct such an investigation. The reason for my actions was motivated by the fact that I previously conducted an investigation into the unlawful Mohlaleng Media office lease agreement by Roland Williams and Carle Ritter Erasmus, who have since both resigned after having been suspended. The instruction from Trollip via Mettler was only received three (3) weeks later, whilst the investigation had progressed considerably. The reason for this delay is directly attributed to the fact that Trollip and his Chief of Staff had interfered in the investigation as they both consulted implicated subjects, namely Mbuso Thabethe and the Mohlaleng Media whistle Blower, without the knowledge of Internal Audit. Actual information regarding the whistle blower was obtained via the Herald Reporter, Michael Kimberly, which resulted in social media searches, which revealed that the whistle blower was befriended to MMC for Corporate Services, Dean Biddulph and his spouse Lynn Biddulph (facebook). I contacted the last mentioned after hours who had secured a consultation with the whistle blower at the residence of Dean Biddulph for a period of 7 hours.	
<b>Sept 2016</b>	Before any instruction was received by Internal Audit from Trollip via Mettler, I had already requested to obtain all the tender documents from the former SCM Director, Mantyontya and former CFO, Harper, who were initially not cooperative. The last mentioned conduct resulted in correspondence to be addressed to Mettler to instruct both to cooperate without delay. Copies of tender documents, specification/ evaluation/ adjudication minutes supported by the original Mohlaleng Media Bid Proposal were furnished thereafter to Internal Audit. Emanating from the consultation with the whistle blower and having obtained all payment requisitions/ invoices and time sheets pertaining to alleged services rendered, I consulted with a number of printing companies, which revealed that the services that were rendered in some instances indeed entailed party political work at the cost of the rate payer. During a feedback session with Mettler, I informed him of the preliminary findings and showed him samples of such party political work, obtained from the service providers. I recall that there was no specific response from him, whilst in fact would have expected an Accounting Officer to have given serious attention and consideration to involve the SAPS and report the matter immediately in terms of sec 34 of PRECCA, irrespective the status and progress of the investigation.	
<b>Sept 2016</b>	After the above meeting, Mettler furnished certain documents, inter alia meeting minutes between himself/Harper/Mantyontya which made reference	

to the fact that “*the addendum*” that he signed in appointment of Mohlaleng Media dated February 2016 was informed by the main contract. It further clearly stated that the main contract was to be found, suggesting that such was not seen by Mettler, prior to signing such addendum. The last mentioned was/is deemed to have been irregular right from the beginning and as a result required further investigation in order to determine whether the former City Manager, Mbambisa and tean City Manager, Mettler had failed to comply with their fiduciary responsibilities as described in the Municipal Finance Management Act. (MFMA).

During consultation with Ms. Van Heerden of the Communications Directorate, such revealed that certain documents had been furnished to Bobani, with whom a consultation was requested, yet the last mentioned refused to consult in the absence of the Director: Internal Audit, Ms. Chan. The consultation never took place.

Another consultation was held with Mr. Mninki of Communications, which revealed that Olver (*Author of “How to steal a City”*) wished to conduct a type of pre-election survey, which would have cost the municipality in the region of R 11 million. It was mentioned that Mettler was aware of this, yet concern rose that Mettler was not honest in disclosing such to Internal Audit, which is deemed a impairment to the investigation.

Another consultation was held with Mr. Baron of Communications at Internal Audit but the last mentioned was initially uncooperative in that he was being accused of having placed certain publications on his facebook page, which angered the Democratic Alliance. He believed that he was being persecuted by Internal Audit. He eventually cooperated. During a telephone conversation he was questioned regarding the so-called intended “pre-election survey” and intended related cost thereof. During this call he indicated that a certain politician was implicated in this matter and he was not prepared to disclose the identity of this politician on the telephone. He wanted to meet off site. I was however reluctant to do so as I suspected that I may subject myself to danger, which is not extraordinary in the municipality. Today, we know that this politician was in fact “**Dr. Crispian Olver**”, who is the same person who initiated the acting appointment of Mettler. It is the same Olver who claimed to have come to the Nelson Mandela Bay to address immediate concerns, such matters of corruption and disciplinary processes, which he dealt with on the basis of a written report that I personally submitted to the former Minister of Finance, Pravin Gordhan and Danny Jordaan. Olver is also responsible for the appointment of Grey Moodliar Attorneys as they were befriended in lieu of their former activism days. For obvious reasons the appointment of Gray Moodliar Attorneys would appear to be irregular in that these appointments were not performed in conformance with the prescribed SCM practices and with limited involvement of the Legal Services Directorate. They were out rightly appointed by a politician sent from Luthuli House as a section 154 support package. However a “politician”, which is irregular and Mettler must also account for such appointment.

**Olver’s involvement is more so emphasised on the basis of a email that he sent to Mettler during July 2016, prior to the elections, which contained**

	<p>serious misrepresentations in respect of the Mohlaleng Media contract and more so specifically regarding the appointment of two political appointments in the former mayor's office to be carried at the cost of the Mohlaleng Media contract (thus the rate payer), whilst investigations had revealed that these individuals were in fact never employed by Mohlaleng Media. This was done by Olver and Mettler, requesting such Directors: Communications in the employ of Mohlaleng Media to be appointed, whilst both Olver and Mettler fully knew that these officials were mere political appointments. The last mentioned furnished clear suspicions of alleged fraud and corruption that required further investigation. Whilst Trollip sought to have the matter investigated, he and Mettler did not anticipate that such an investigation entails a comprehensive scope and methodology, which would also entail the former City Manager's, Mbambisa and Acting City Manager's, Mettler's own involvement. This specifically Mettler's involvement in lieu of information that he furnished himself, which opened his involvement and that of Olver to investigative scrutiny.</p>	
<p><b>Oct 2016</b></p>	<p>During this period I addressed written questions to Mettler for his written response. Due to my commitment to addressing corruption in the municipality in support of what the DA claimed to address, I also blind copied these questions to Trollip's Chief of Staff, Mr. Adelbert in order to furnish progress into the investigation, the nature of enquiries with Mettler and to keep Trollip informed. I did this primarily to ensure that Trollip remains informed in that Mettler appeared and clearly was implicated and required a comprehensive response. Whilst I kept Adelbert updated, who for obvious reasons would have kept Trollip informed, not once did Trollip enquire about such, neither was the investigative process questioned.</p> <p>Mettler eventually responded in writing attested by his own signature. His response in fact revealed by means of own submission and considered an admission that he had never seen the main contract with Mohlaleng Media prior to signing the addendum to contract dated February 2016. During a further meeting with him, he was in fact informed by me in attendance of Chan that the main contract had never existed. The former Assistant Director: Contracts of legal Services in fact confirmed that a request to draft contract was initially received, however she did not comply with such a request in that she was not furnished with documentary information/evidence to draft such a contract. In the absence of such a contract and by means of Mettler's own admission in his own written response it became apparent that Mettler may have failed in performing his fiduciary duties in conformance with the MFMA and that prima facie evidence existed which may and should have resulted in criminal prosecution in terms of the provisions of sec 173 of the MFMA.</p> <p>A number of telephonic consultations were held with the whistle blower and other service providers, which further implicated Mettler via his own involvement, however these were not finalized due to the actions by Mettler (and also Adelbert and Trollip) to follow below.</p>	
<p><b>8 Nov 2016</b></p>	<p>I had a blow-up with the Assistant Director: Forensics in that he impaired me in the execution of my duties on instruction of Chan. The forensic and internal audit environment had been subjected to serious issues in relation to</p>	

	<p>non-performance, specifically by forensics, over a period of almost 4 years at the time, which resulted serious impairments to the legislated and independent function as per the MFMA and the NMBM IA Audit Charter. This had been brought to the attention of numerous acting accounting officers since 2013, politicians, and eventually also Mettler before Trollip was appointed as Executive Mayor. Mettler did nothing, neither did the Audit Committee under the chair of Mr. Bilson. In fact Chan was threatened by the Acting Director: Labour Relations, Mr. Viviers with disciplinary action. Numerous collective, yet false and malicious grievances were lodged within the Internal Audit directorate, yet Executive Management did nothing. The situation became so non conducive that I requested Chan to once again engage Mettler after the appointment of Trollip as Mayor.</p>	
<p><b>10 Nov 2016</b></p>	<p>Chan eventually secured a meeting with Mettler at 15:00 that afternoon to discuss the issues referred to above.</p> <p>At 15:30 that afternoon I received a telephonic call from Mettler's secretary, Ms. Scheepers who informed that Mettler wished to consult me. I ran to his offices and consulted him and which resulted in the following:</p> <ul style="list-style-type: none"> <li>• Firstly, he discussed with me the communication protocol with politicians <u>(it became evident from this that he was made aware of my communications with Adelbert in respect of Mohlaleng Media and also the Internal Audit issues);</u></li> <li>• Thereafter he informed me that he had a meeting with Chan, who was still seated outside and that he was informed of the issues surrounding the Assistant Director: Forensics. <i>He informed me of all his undertakings to Chan, which entailed that he would suspend the official concerned and even asked Chan whether she wanted the official dismissed. (the last mentioned clearly shows that Mettler has little regard for processes in that he himself furnishes such suggestions, prior to due process being followed);</i></li> <li>• He stated that <i>"I am aware of everything that Bonnie and you have been through and subjected to over years and it stops today"</i> (little did I know what was to follow);</li> <li>• He further counselled me on my own conduct due to my blow-up at the time and suggested that I control my emotions and rather go for a walk, even if it meant 10 times a day. He claimed that he had to do it himself ( I need to mention that this entailed a undocumented counselling session by Mettler in respect of myself, yet the version to follow below clearly shows that same was ignored);</li> <li>• Mettler stated verbatim <i>"Werner, you are the best that I have and I cannot afford to lose you"</i> and should thus not subject myself to provocation.</li> <li>• Mettler further stated <i>"I specifically identified you to conduct the Mohlaleng Media investigation"</i> (I however knew that he lied about</li> </ul>	

	<p>this in that the investigation had already commenced well before he sent the request from Trollip via his own office and it made absolutely no mention as to who was to investigate the matter. Frankly, there is not much to choose from in that the forensic capacity is under capacitated and even more so riddled with incompetence and non-performance for nothing less than 4 years at that time).</p> <ul style="list-style-type: none"> <li>• <b>Conclusion:</b> After the meeting I contacted Chan who had not returned to office and told her that I was truly excited in that for the first time since 2011 there was a City Manager (Acting) that understood what we had endured and that he undertook to support us in the performance of our already difficult mandate.</li> <li>• <u>The evidence of Chan in respect of her meeting with Mettler on 10 November 2016 is thus of importance in that she would in all probability attest to the reasons for her meeting and undertakings given by Mettler versus his eventual actions that followed from 13 December to date.</u></li> <li>• Chan furnished Mettler with all evidence regarding the Assistant Director: Forensics, which should have resulted in actions against him, however the official was never suspended in that he was the instrument utilised at the time to <b><u>achieve a far greater agenda</u></b>, which becomes evident below.</li> </ul>	
<p><b>Nov 2016</b></p>	<p>I commenced with the respective investigation and also conducted a search and seizure of the office of the suspended Assistant Director: Contracts, Ms. Nobuntu Mvogoshe with Chan after we attended a meeting at Mettler's office together with Ms. Sureshni Moodliar of Grey Moodliar Attorneys. During the search and seizure we seized a computer, which was furnished to PWC for mirror imaging and also several files. We found numerous files which contained documents in respect of my own appointment dated 2011 and also files in respect of litigation between Chan versus Bobani, etc. in lieu of false and malicious allegations against her. I specifically confiscated files which related to my own personal information as it compromised the safety of my direct family.</p> <p>Several days later Internal Audit suddenly received correspondence from Mettler in which we had to explain the so-called raid that we had conducted at Legal Services. This was based on a complaint from the Chief Operating Officer, Mzwake Clay. During a later meeting with Mettler dated 20 December 2016 he informed that it was in fact Bobani who raised his concerns with Trollip. This specifically in that we had secured files and documents that related to the litigation between Chan and Bobani and others.</p> <p><b>During the same period I was requested by Wayne Grey of Grey Moodliar to compile a forensic report on the former Director: SCM who had driven a motor vehicle of a certain Mr. Vantyi. However, Mettler was showed photographs of this vehicle and had full knowledge of this, yet did nothing</b></p>	

	<p>about it. He did not request a investigation, neither did he consider any action. I furnished such a report to Mettler and copied Grey. Mantyontya was suspended and eventually dismissed. The main reason was however not him using the vehicle as Mettler in fact laughed it off without an instruction to investigate. I was never utilised to testify in the matter, neither was the <i>audi alteram partem</i> rule applied to furnish Mantyontya the opportunity to respond as was recommended in the report. He was dismissed, but the agenda was not about the use of the vehicle, but more so about his knowledge as SCM: Director in respect of Mohlaleng Media.</p> <p>The same modus operandi was followed in respect of the Assitant Director: Contracts from Legal Services, Ms. Nobuntu Mgoshe who was persecuted on fabricated charges, whilst in fact she had in depth knowledge of the contract between the municipality and Mohlaleng media that never existed. She was responsible to draft the SLA, but because she was not furnished specific information, she refused to prepare such a contract.</p>	
<p><b>22 Nov 2016</b></p>	<p>Not only did I copy Trollip's Chief of Staff in on all the questions and responses addressed to Mettler, Mninki and Kupido Baron, I also sent him images of the party political printing that was performed by Bukani Print on instruction of Mohlaleng Media. The orders were placed by a certain Glynis van Loggerenberg who was employed by Mohlaleng Media, however she refused to disclose who had furnished her with such instruction. For obvious reasons such request could only have been furnished by a politician and whilst this was still subject to investigation, all indications were that Olver had a case to answer to. The party political images were sent to Adelbert via "whatsapp" on his request in order to keep Trollip informed.</p> <p>These images were accompanied by my text to Adelbert dated 22 November 2016 quoted verbatim <i>"Do you still want to pay R 1 million after having been furnished with false invoices. Mr Thabethe must now tell us who requested him to do this. This is merely a sample"</i></p>	
<p><b>13 Dec 2016</b></p>	<p>I was served with a pre suspension notice by Du Plessis of Labour Relations which related to the "blow-up" between me and the Assistant Director: Forensics on 8 November 2016. What became very evident is that Mettler was behind this and that he had not honoured his undertakings at all furnished to me and Chan dated 10 November 2016. There is absolutely no doubt that he had received word from Trollip that I had shared information with Adelbert that implicated Mettler in the investigation. What made his actions even more questionable is the fact that he had already counselled me on a matter that had primarily been caused by frustration and no action at all by the Executive for more than 4 years at the time. In fact, Adelbert was copied and sent directly mails, documents and my own grievance which was furnished to Labour Relations on 8 November 2016 at 07:00 This grievance was not addressed to Chan as it was my request that Mettler deal with it directly in that Chan and I had been persecuted since 2011, specifically 17 July 2012 vide false and malicious statements at the Municipal Public Accounts Committee meeting regarding my own appointment and also my application as Assistant Director: Forensics, prior to me commencing service on 4 April 2011. This was at the time a political driven issue, which also involved two other Councillors who had Chan and my name published in the</p>	

	<p>Herald Newspaper, which subjected us to a persecution that lasted until 2015, when Pravin Gordhan undertook to clean up the administration. Without Chan and me and the information that I sought for weeks on the email archive, such clean-up would never have been possible. Referring to the email archive I wish to state that it was an investigative tool that only Chan and I were given access to by the former Director: IT to assist us in pursuance of our investigative mandate. With every matter that was investigated and reported on, we were never questioned about having accessed such valuable source, neither is there any policy or procedure in place to regulate access to the system. It was accessed to assist us in exposing fraud and corruption on all levels.</p> <p>On 13 December 2016, Chan called Mr. Peter Mann in that after years of persecution and now once again by Mettler specifically, I had suffered a mental break-down. As a consequence an Injury on Duty (IOD) had been registered and I was referred to St. Georges Hospital and referred to a Psychiatrist, Dr. Crafford.</p>	
<p><b>14 Dec 2016</b></p>	<p>Consulted with a representative, Mr. Macloed at the Fire Station, Humewood to represent me during the pre-suspension hearing. During our consultation in the presence of Ms. Sandra Gerricke, Macloed telephoned Councillor John Best on speaker phone. John Best than informed that I was subjected as a "political target". This I could not comprehend as the former persecutors were no longer a threat due to their minority in Council. Little did I know at that stage that the DA was behind the whole saga. I contacted Adelbert to arrange a meeting with Trollip in order for me to state my concerns, yet this never happened.</p> <p>Chan on the same day contacted Mettler telephonically. He was in Cape Town at the time and merely stated to her that I had to go through the "process". At that stage we noticed that the Assistant Director: Forensics was not in his office and further enquiries by Chan and her PA, Jacinda Thomas revealed that he was seated in the Boardroom on the 5<sup>th</sup> floor. He claimed to have feared for his life, yet from 8 November 2016 to 13 December 2016 he had not feared for his life. He claimed that Labour Relations advised him to sit on the 4<sup>th</sup> floor. At that stage we already knew that a collusive agenda was driven, which resulted in a persecution until 28 August 2017. This became even more so evident in that I had furnished Du Plessis a copy of my affidavit in explanation of the version of events, which was afterwards utilised by Gray Moodliar to fabricate false and malicious charges of inter alia "assault".</p>	
<p><b>17 Dec 2016</b></p>	<p>Pre-suspension hearing.</p>	
<p><b>19 Dec 2016</b></p>	<p>Meeting with Mettler at 12:00 during which I furnished him with progress and feedback on the Mohlaleng Media investigation. I brought it to his attention that I had issues that Trollip and Adelbert had interfered in the investigation and consulted Mbuso Thabethe and the whistle blower from Mohlaleng Media without disclosing this. At the same time I also stated to him that he had not furnished certain information and that it made me appear uninformed, whilst consulting with service providers to Mohlaleng Media, and that whilst several acknowledged Mettler's involvement in one way or another.</p>	

	<p>The aspect that however raised serious concerns about Mettler was his response when I informed him that Kupido Baron did not cooperate with the investigation and was in fact obstructive and rendered a impairment to the investigation. Mettler's response was merely <i>"If Baron does not want to cooperate, than there is nothing that I can do"</i>. <u>Mettler's body language said it all! Why? Because the implicated politician was "Olver" and Mettler was instructed by Olver to commence with the Mohlaleng contract and carry two political appointments against such a contract.</u></p> <p><u>It specifically related to the disclosure of the identity of the politician that was involved in the entire matter. Today, we know that this politician was in fact "Olver" who instructed Mettler to continue utilising Mohlaleng Media and also carry two political appointments against a contract that never existed.</u></p> <p>On my way out of the meeting I had a casual conversation about my so-called disciplinary process with Tika Shabudien who hinted casually that the process was driven by "referencing her eyes to the opposite corner office". That meant the Office of the Executive Mayor, Trollip.</p>	
<p><b>19 Dec 2016</b></p>	<p>After my meeting with Mettler I did not return to office as I had a consultation with the Psychiatrist, Dr. Crafford (6<sup>th</sup> Avenue, Warmer) at 14:00. I was booked off immediately for 1 month.</p>	
<p><b>20 Dec 2016</b></p>	<p>Reported on duty at approximately 07:00 and noted that the Assistant Director: Forensics was back in his office after he sat on the 4<sup>th</sup> floor for probably nothing more than 3 days. He had obviously now gotten over his fear of me, which was a collusive agenda driven by him and Labour Relations.</p> <p>I switched on my computer to read my emails, when I came upon an email from Frank du Plessis dated 19 December 2016 at approx. 13:00, stating that Mettler had instructed that I work from residence until going on leave. At the same time I noticed Du Plessis entering my office after the Assistant Director: Forensics informed him that I am in my office and had obviously not read the mail that was dated 19 December 2016 as I did not return to office. He asked me to leave my office, which I did.</p> <p>Whilst on my way to my residence and whilst in Main Road, Walmer I suddenly received a telephone call from Michael Kimberly who claimed that Rochelle de Kock was doing an article but because of our former bad relationship she asked him to phone me and enquire as to whether I was suspended from work. This was literally 10 minutes after I was asked to leave my office on instruction of Mettler. I was requested to furnish my version of events that transpired in respect of 8 November 2016, which I did. Thereafter I was informed that this was not the version that they had received from a source. According to them the source stated that "I would have threatened Gwija with my firearm and that I further threatened that I would should him into his knee caps. <u>Whilst there is no evidence to this effect it is reasonable to suspect that it was in fact Adelbert that contacted the media with such false reporting as he later claimed that he also heard the same version as was furnished to me by Kimberly.</u> This is further supported by the</p>	

	fact that I had a later telephonic consultation with Rochelle de Kock who informed me that she knew nothing of this matter and that she in fact was on leave at the time.	
<b>20 Dec 2016 to 27 Jan 2016</b>	Instead of being sent home in the way I was, I had to wait for Mettler to make his decision about what he would do with me regarding the so-called envisaged disciplinary process, I decided to utilize the sick leave of 1 month furnished by Dr. Crafford.	
<b>27 Jan 2017</b>	I contacted Chan and informed her that I wished to take my annual leave in that I had no leave and that the time at home from 20 Dec 2016 caused more stress than anything else. My leave was approved.	
<b>2 Feb 2017</b> 19:58	Whatsapp text to Adelbert: <i>"Good Evening Kristoff. I trust that you are well. I am still on leave until 27 Feb. I am not sure whether I am asking too much but I humbly seek a meeting with the Mayor please. I have no concern about processes, but I have a serious concern about agendas and at the same time the mayor is entitled to know what his Internal Audit Directorate is truly up to. One of the Mayors deliverables is to address and eradicate fraud and corruption. I have been the only one that has performed, whilst Internal Audit itself is not what the Mayor was made to believe. I am requesting this opportunity".</i>	
	This text related specifically to the forensic capacity and not Internal Audit in totality.	
<b>2 Feb 2017</b> 21:02	Whatsapp text from Adelbert: <i>Hi Werner. Im sorry that things are the way they are. I'll chat to the Mayor in the morning. I'll let you know. K</i>	
<b>3 Feb 2017</b>	<b>Whatsapp text to Adelbert</b> <i>"Thank you very much Kristoff. I am sure you have come to know me as a ethical person who lives and breathes to assist to eradicate this corrupt and non performing culture. The Mayor must know and I deem it my obligation to stick out my neck and inform him. Can I also have my file back that I gave you as I need it. Be blessed and have a nice day"</i>	
	The file that I made reference to was a file in content of my personal and legal records, which related to the irregular appointment of the Assistant Director: Forensics, which he was given in 2016 after the DA stated that it would investigate all irregular appointments. Regrettably the DA has not done this at all.	
	<u>No response from Adelbert though he read my text.</u>	
<b>10 Mar 2017</b> 19:18	On 10 March 2017 I furnished Adelbert a letter from Gray Moodliar, which communicated that Gwija's matter was still under investigation, which was/is questionable but not relevant to this matter.	
	<i>"Dear Kristoff I am returning next week to attend my hearing. On Wednesday I am lodging criminal charges against CM in terms of the Prevention and Combating of Corrupt Activities Act, 12 of 2004".</i>	
	19:46	

<p>20:17</p>	<p>Not only at that stage but as early as 13 Dec 2016 I had the <b>reasonable suspicion</b> that Mettler persecuted me on the basis of a trivial matter, namely a blow-up caused by frustration caused by the employer since 2011, <b>however to achieve the “greater agenda”, namely to conceal his own involvement and implication in the Mohlaleng Media investigation</b>. The evidence at that stage was already available and his own written submission admitting that he never saw the “main contract”, which never existed. Thus prima facie evidence was/is available to report the matter in pursuance of criminal charges in terms of sec 173 of the MFMA and also PRECCA.</p> <p><i>“Hi Werner. I believe so. I have spoken to the EM about your desire to have a meeting and we are looking at options”</i></p> <p>Adelbert’s response made absolutely no sense from the basis of “looking at options”. There was no doubt in my mind that Trollip was aware of what was going on and that he personally was involved in the persecution.</p>	
<p>20:38</p>	<p><i>Hi Kristoff. Thank you for your feedback. Truly valued. I seek no interference in my hearing. I want the hearing to proceed. My legal team has instructions to follow whatever options thereafter. I know the reason for my malicious persecution and that was done by the CM. There is no doubt. The CM is responsible for signing a SLA with Mohlaleng, whilst there was never a former agreement in place. No accounting officer signs something without due diligence. I established that the defilement of the EM’s name and honor was part of the Black Ops operation of the ANC. The CM withheld information from me in pursuance of an investigation that I conducted in the interest of the EM. He has my total support. I am aware that you and Bonnie had discussions regarding Gwija. You were misled and so was the EM. Trevor Harper was suspended, rightly so. However there must be consistence in the application of the law. That applies to the CM. I would rape my integrity not to pursue the people responsible for financial irregularities. I seek no favour in return. The EM has the right to know. This week there was an article in the newspaper, which reflected that the municipality has achieved little re fraud. Ofcourse not! During my hearing I will expose via documentary proof, why. Kristoff, you know me. I deem myself a asset to the municipality without fear, hence ensuring that people will be brought to book. Gray Moodliar Attorneys is milking our municipality dry. We have a defeceit budget but we spend 40 million on attorneys who are ANC aligned. Without me the municipality cannot pursue a number of cases against officials on suspension as I was the source of documentary evidence. That will cause that these officials will return. I have exposed Legal Services responsible for 8 million rand paid to Lexintons Civils plus legal costs. I have furnished all information to the AG regarding Moko which resulted in the withdrawal of charges against the service provider in collusion with Legal Services and there is much more. This CM knew of all these matters. I stand for clean governance, whether employed by the municipality or not. Bonnie is being accused of being biased, yet she complained to you , the CM, Councillors Grootboom, Odendaal, Steyn, Biddulph but the CM does nothing. That in itself is a serious contravention in terms of section 173 of the MFMA. Kristoff, like I said I seek no interference or favors. I seek justice, employed by the municipality or not”.</i></p>	

	<p>Here I make reference to Chan being accused by Mettler of being biased. It is not certain how he could possibly come to such a conclusion when in actual fact there is a recorded document trail evidencing malicious and unfounded grievances in Internal Audit. The non-performance of Gwija was brought directly to his attention via Chan and me, plus my own grievance was addressed to him regarding Gwija, yet Mettler did nothing at all. The grievance was never addressed. At the same time he stated that he knew what Chan and I had been through for years and that it would have stopped as of 10 November 2016. All his undertakings given to Chan and me were never complied with by Mettler and he even went so far as to instruct Chan not to get involved in my former disciplinary process, deemed a malicious persecution. Her testimony should be obtained in this regard. The only basis for his con-compliance with his own undertakings and subsequent agenda was only one, namely <b><u>“Mohaleng Media findings against him, whilst further investigations were ongoing into the MohaleInq Media/Olver/Mettler relationship”</u></b></p>	
<p><b>11 Mar 2017</b></p>	<p>Whatsapp response by Adelbert:</p>	
<p>21:23</p>	<p><i>“Hi Werner. Thanks for the response. Are you convinced that Laying charges is what should be done now?”</i></p>	
	<p>Notwithstanding the above, Adelbert had been furnished with questions, responses from Mettler and other digital evidence that warranted criminal investigations from the inception of the investigation that he would have informed Trollip about as his Chief of Staff, yet now Adelbert questions my investigative mandate and reporting obligations in terms of sec 34 of PRECCA.</p>	
<p>21:28</p>	<p><i>“Kristoff I have been a forensic auditor for thirty years. I do not say so unless I have confidence in the law. Trust me Kristoff. I do this as I am not only obligated in terms of the law. I do this in promotion of Good Corporate Governance. I will hold back if the EM so desires, however I have a moral obligation and legal one which I will not fail. For now I merely hold back in respect of the EM and Leadership. I trust that this answers your concern”.</i></p>	
<p>21:30</p>	<p><i>“I’d like to speak to the EM first, thank you. I’ll let you know after we’ve spoken”</i></p>	
<p>21:34</p>	<p><i>“Is there any report on hand that you can send to me for information and evidential purposes?”</i></p>	
<p>21:40</p>	<p><i>“Dear Kristoff, I respect your request and will honor such. However, and please understand, I as a forensic specialist have no desire to cause chaos, yet also the CM and others must be kept accountable. The EM has been misled, hence also my persecution, which has no leg to stand on. When one investigates dishonesty related crimes for 30 years, you get to know the suspects. I will not be intimidated, neither victimized. This is by no means vengeance Kristoff. I do what is in the interest of the EM and what is my obligation in terms of PRECCA and the MFMA, Sections 173 and the Regulations by the Minister of Finance, Section 175 of the MFMA. Once</i></p>	

<p>21:44</p>	<p><i>again. I seek no interference by the Honorable EM in my hearing, please. It needs to happen. However I seek a fair and transparent process in order to expose all. At the same time I wish the EM to terminate all relations with Gray Moodliar Attorneys with immediate effect. They are fabricating their own work and are milking the rate payer dry. I am in the process of reporting their conduct to the Law Society”</i></p> <p><i>“I undertake to furnish you a provisional report on the CM ASAP. Remember, he hampered me in the execution of my duties as I could no longer perform my work. However, I have enough in two paragraphs vide facts to have him charged in terms of section 173 of the MFMA, which entails criminal conduct. Section 175 also renders me the authority to report the matter without the consent of the Executive. For your information, Afriforum has been pressuring me for information, which I have withheld in loyalty to the municipality and the EM”</i></p> <p><i>Please let me know where and when I can collect report”</i></p> <p><i>“Thank You”</i></p>	
<p>21:45</p>	<p><i>“I am prepared to see you in person off site on Monday after hours. The report will follow as soon as I will be able to return on Wednesday, as my hearing is on Monday and Tuesday. Please understand. He withheld information from me as he knew that I was after him. Mbuso Thabethe has</i></p>	
<p>21:46</p>	<p><i>29 false registered shell companies. That’s how the money was laundered, yet the SAPS will have to follow that trail, hence the charges without delay.</i></p>	
<p>22:01</p>	<p><i>The CM we have enough on simply on the basis of him having signed the SLA one day prior to the appointment of those two politicians in Jordaans office. They were already on board two weeks prior to the signing of the SLA. I can also prove that we paid for the ANC Manifesto Launch and Bus advertisements. Nobody in their right mind can tell me that the CM did not know. He knew they needed 10 million for the election and sought such on instruction of Chippie Olver. Since when does the CM take instructions from Crispian Olver. According to my information which was confirmed, R Williams sought the residential addresses of Bonnie Chan and me in order to have us taken care off. I will attempt to convince my source to put this in writing. I cannot guarantee this, hence the SAPS having to be involved now. Talk to Bonnie about Starport contract alone. That’s enough to have the CM suspended. Let’s be consistent with the application of the law. I do not require to consult with EM. I am very low down on the fruit chain, however if he seeks Good Corporate Governance, then he must be informed by Bonnie Chan. She will assist him in pursuance of his political goals and in pursuance of Good Corporate Governance. IA and Forensics should answer directly to the leadership and not the CM”</i></p> <p><i>“I was asked to work from home on 20 December and could not do my work. I still saw him on 19 December at 12:00 and reported my findings. Two hours later I was informed via Labour Relations to work from home. How must I do that without access to my records. The letter that I sent you yesterday clearly means that the CM is lying to you and the EM. Bonnie Chan is neither conflicted nor biased, yet the CM and the former Accounting Officer</i></p>	

<p>22:08</p> <p>22:08</p> <p>22:09</p> <p>22:09</p> <p>22:11</p> <p>22:12</p> <p>22:13</p>	<p><i>intimidated the internal audit function, which in itself is a contravention in terms of section 173 of the MFMA. I previously lodged charges against Hani and I have no reservation about charges against Mettler.</i></p> <p><i>“Werner, this is not the place to submit large pieces of information to me in the form of messages”.</i></p> <p><i>Please allow me to collect the report so that I can brief Mayor, after which we can take next step”.</i></p> <p><i>“I agree Kristoff. You must please understand that I am only returning to work in the coming week. It was beyond my control”</i></p> <p><i>“I understand you are frustrated but let’s try keep this sequential”.</i></p> <p><i>“I’ll call you on Monday”.</i></p> <p><i>“Kristoff I am not frustrated at all. I was. Now I am more determined then ever to expose the truth to the EM. I will be in the hearing for two days, thus best will be to speak after hours as I need to conclude the process first”.</i></p> <p>From the above texts and prima facie evidence it was always my intention to report the matter to the HAWKS, however I was prevented to return to my office where the evidence was kept at the time. At the same time I realized that Adelbert was not really interested in the disclosure that would have enabled me to return to office and conclude the report and affidavit for the purpose of lodging criminal charges. In fact, on my return to office on 26 March 2017, I was once again sent home on the 27<sup>th</sup> March 2017 on instruction of Mettler via Du Plessis.</p>	
<p><b>4 Apr 2016</b> 09:56</p>	<p><i>Good Morning Kristoff. I am writing this to you in a state of weakness. Having lost 14kg through all this turmoil, lies and deceit, whilst only wanting to have done my work has gotten me eventually down. Bonnie informed me that you requested to be furnished with information regarding Gwija. Well, nothing has happened to him at all and the way I see it, nothing will. Only the ones that work and make themselves heard get persecuted. Its been like this for 6</i></p>	

	<p><i>years of false allegations, fake newspaper reporting and the eventual destruction of ones persona and profession. I was informed that Gwija has direct contact with the Deputy Mayor and his closest supporters to work me out of the municipality. I do not seek the ears or sympathy of the EM. I merely seek that the EM listens to the Director: IA. My hearing concludes on Tuesday next week and then I am at the mercy of a presiding officer. My frustrations in the workplace have come on for as long as 6 years and nothing was ever done to promote an environment that is conducive for a persons' sanity. Mohlaleng and also City of Champions which forms part of Mohlaleng have been on hold for 4 months now. I could have continued the investigation from another office, but instead I was sent home and eventually I was booked of by Dr's Crafford and Breedt. The EM would understand the emotions when people fabricate lies and deceit and City Management pursues same, thus questioning my integrity. That hurts. Even if I do not return, I have lost my trust completely as I have been stripped bare. For 6 years they wanted me out as I was the one that made a change in the most difficult conditions ever. This persecution has left its mark on me and I am not sure whether I any longer have the strength and will to pursue the goal of the leadership to eradicate corruption. I am truly and mentally tired"</i></p> <p><i>"I'm very sorry"</i></p> <p><i>"Have you got evidence of him not been charged"</i></p> <p><i>"Apparently he was served a letter of suspension? Can I have that?"</i></p> <p>10:03</p> <p>10:04 <u>Truly ironic how Adelbert asks me for information, whilst restricted from not allowing to return to office, yet he could merely obtain the information from Mettler!</u></p> <p>10:05</p> <p>10:12 <i>"You requested Bonnie to furnish this to you. There is no evidence that he has been charged. The CM should explain why did he not do so 4 months ago when he was informed, yet chose to persecute me instead. Bonnie has the letter, he had pre suspension hearing which was made a mockery by SAMWU and since then no further action or suspension was conducted. He is still at work. I was informed that forensics has done nothing and there is nothing going on there at all. This can be confirmed by Bonnie Chan and Jacinda Thomas. I suggest that Bonnie provides you with this information immediately. Gwija was also in contact with Mantyontya, Dir: SCM, whilst the last mentioned is on suspension. I investigated the matter, yet they are not calling me as a witness. They rather get me out of the system and the crooks can return. My attorney gave Councillor Best a file of information that the EM may wish to consider"</i></p> <p>Numerous other texts were sent to Adelbert, whilst I eventually found that I achieved nothing at all and eventually lost total trust in him.</p>	
<p><b>5 Apr 2017</b></p>	<p>Chan requested me to assist her with the draft of the Terms of Reference (TOR) for the Mohlaleng Media investigation as the investigation was to be</p>	

19:59	<p>outsourced in my absence, plus Milongani Eco Consulting and City of Champions.</p> <p>Whatsapp from Chan:  <i>"Thank you Werner. Am I fetching files for you. Can meet you at coffee shop just up the Rd from work. Best you get the files early"</i></p>	
<p><b>6 Apr 2017</b></p> <p>08:29</p> <p>08:30</p> <p>08:42</p> <p>08:57</p> <p>10:00</p> <p>15:37</p> <p>16:10</p> <p>16:11</p> <p>16:15</p>	<p>Whatsapp from Chan:  <i>"Werner can we just sit down with TOR. That is my priority right now".</i></p> <p><i>"See you at 10. Am busy in Tika office with items."</i></p> <p>Whatsapp from me to Chan:  <i>"I suggest you determine availability of Bruce Morrison. He should run on Mohaleng and City of Champions"</i></p> <p>Sent Bruce Morrison's contact number to Chan. She also asked for the contact number of Grant Buchler to whom Morrison is sub contracted on the basis of doing legal work for them and not pure forensic assignments as such would be in conflict with the working arrangement between Morrison and GIPF.</p> <p>Collected files in respect of Mohlaleng Media and other files regarding other matters to be outsourced at the respective coffee shop.</p> <p><i>"How diff is this when BBVA appointed Pikoli? Surely same thing- won't this be regarded as irregular".</i></p> <p><u>With regard to the above I can merely state that Morrison was to be appointed via BBV Attorneys merely to facilitate his appointment only. BBV are not forensic practitioners and therefore Morrison was to be project managed by Internal Audit, just like any other investigation that is/was outsourced. Would the investigation have been irregular in respect of Morrison's appointment with specific emphasis to the Mohlaleng Media investigation? <b>YES!</b></u></p> <p><i>"WHAT budget estimate should we work on as CM must provide funds"</i></p> <p><i>"For 2 investigations"</i></p> <p><i>"...R 1.8 to 2.5 M for 8 weeks maximum...."</i></p>	
<p><b>9 Apr 2017</b></p> <p>08:37</p> <p>08:59</p>	<p><i>"Good morning Werner. Trust you had a good sleep. Will I be getting TOR for Mohlaleng today?"</i></p> <p><i>"Good morning Bonnie. Thank you so much. I will work on it but would appreciate furnishing either late today or tomorrow. I have not taken files out yet. The TOR is short and will be furnished. It will be done, promise. My mind</i></p>	

	<p><i>was not with work. It was focused on my situation and brought resentment...</i></p> <p>14:45 <i>"Still think it's a waste of money to appoint somebody else. But I will manage it instead"</i></p> <p>21:56 <b>On 9 April 2017 at 21:56 I sent the TOR to Chan via her official and private email addresses and also stated the following in the mail:</b>  <b>"Hi Bonnie</b></p> <p><b>I kept it as generic as possible as we cannot expose ourselves to furnish more information, such as name, etc.</b>  <b>Let me know if you need anything more. Otherwise put on letterhead.</b>  <b>My view is that it should be submitted to Council as that will force the CM to cooperate and not only see it as a ordinary investigation.</b>  <b>It may force people such as Cupido Baron and other to cooperate too.</b></p> <p><b>Kind regards"</b></p> <p><i>Whatsapp to Chan</i>  <i>"I have documents here on City of Champions that Kristoff gave me, which was given to him by CM vide EM"</i></p> <p>22:25 <i>"Good can I get tomorrow. Maybe drop off at Krsitoff and I will get or maybe at LeeAnne"</i></p> <p>22:26 <b><u>From the above it is emphasised that I only drafted the terms of reference in respect of the Mohlaleng Media investigation! I furnished these TOR to Chan via email for her to consider and had until October 2017 not seen whether these TOR were indeed utilised, etc.</u></b> As will be noted therefrom, I merely prepared the TOR for Mohlaleng Media, with absolutely no reference for Morrison to also furnish a legal opinion in respect of certain issues. The reason for such is the fact that I wanted a forensic investigation done and not a legal review of documents. Why? Because the two issues conflict each other!  All other documents were returned to Chan when she consulted Adv. Ah Shene.</p>	
<p><b>11 Apr 2017</b> 08:53</p> <p>20:25</p>	<p><i>"Good morning Werner. Am working from home as Dr booked me off today. Sent msg to LeeAnne. She must tell me what time I can be expected as will then drive trough. Stay focused, calm and controlled and strong ...."</i></p> <p><i>"...Call upon the COS and inform him of what is going on. Right now the CM is impairing the investigation and there is no doubt, we know why. I only need 2 days to compile a report on him alone, which forces the EM to take action".</i></p> <p>I also copied Chan into a <i>whatsapp</i> text to Retief Odendaal after I had met him and Councilor Morne Steyn at the Keg, Sunridge during office hours. The</p>	

15:01	<p>following text was a follow-up on our conversation at the time, which clearly communicated the suspicion that I was being persecuted politically. These Councillors I confided in for several years and furnished them information and reports on a host of matters in that they were also former MPAC members.</p> <p><i>“Hi Retief. Ons laaste gesprek ‘n week gelede in Sunridge verwys. Een vraag. Wanneer gaan die politiese leierskap wakker raak. Mettler gebruik hierdie saak van leuens en sameswering om himself te beskerm aangesien h yen Crispian Olver betrokke is in die Mohlaleng saak. Daarom tot hede geen aksie teen Gwija wat vir 4 jaar niks gedoen het nie. Dit dra Mettler se goedkeuring weg, tog bly die politiese leierskap blind en doof hiervoor. Wanneer gaan iemand wakker skrik?”</i></p> <p>Though Odendaal responded very vague it became very evident that all the former DA Councillors knew very well why I was persecuted and that it had nothing to do with a matter in respect of the blow-up with Gwija, but it was a political persecution.</p>	
18 Apr 2017	<p>After having contacted Morrison telephonically on 18 April 2017, Morrison informed Chan that they were given the go ahead by GIPF (Grant Buchler) to commence with the Mohlaleng Investigation independently. For such purpose he sent me his CV and that of Adv. Elmien Vermeulen and some or other office worker. He also addressed this mail to Chan who was responsible to have the investigations conducted in terms of the TOR that I had furnished to her.</p>	
24 Apr 2017	<p>Chan was scheduled to have a meeting with Trollip. She called me immediately after this meeting in an absolute state. She claimed that Trollip was rude to her, accusing her of the state of Internal Audit. With regard to exorbitant legal bills from Grey Moodliar for the municipality he claimed that it was far more difficult to deal with Labour matters, whilst forensics is easy as it merely entails the checking of figures. Obviously Trollip has no idea of forensics at all!</p> <p>What was however concerning and which further <b><u>attested to the political persecution, Trollip informed her that he had a personal meeting with Wayne Grey of Grey Moodliar Attorneys regarding my case at the time in that he had a vested interest in this matter.</u></b></p> <p><b><u>Now, I tried for months to get a meeting with Trollip via Adelbert to disclose my evidence on Mettler being implicated in the Mohlaleng Media investigation, to which I never received feedback. Yet, Trollip had a personal vested interest in my matter! The only possible interest was that he was already aware of my preliminary findings as I had sent such to Adelbert. Trollip’s interest was to protect Mettler.</u></b></p>	
26 Apr 2017	<p>My so-called disciplinary hearing that day was followed up with a meeting with Chan at the coffee shop at Bloomingdales Nursery as she was concerned about my wellbeing. Both of us knew specifically that Mettler was behind the persecution and I further informed her that the persecution was of</p>	

<p>19:06</p> <p>21:39</p>	<p>a political nature.</p> <p>After that meeting, whilst in Main Road, Walmer I telephoned Retief Odendaal to discuss the matter and question my suspicion and the agenda of the DA. He did not answer the call as he also no longer responded to whatsapp text from me, though we always got along well for years. Thereafter I contacted Councillor Steyn, but he also did not answer the call.</p> <p>This resulted therein that I telephoned the Chief Whip, Werner Senekal, who did answer his phone. He informed me that he was on the road back to PE from Cape Town at the time. During this conversation I raised my concerns about the manner in which I was persecuted and informed him that it had to do with Mettler who was behind it. I spoke to him about the addendum that was signed by Mettler, without having seen the so-called non-existent contract, etc.</p> <p>As a detective for 30 years I however noticed during this conversation that Senekal knew much more hence me having asked the question to him:</p> <p><b><i>“Werner, hoe klink dit dan vir my dat jy meer weet, maar jy kan nie praat nie?”</i></b></p> <p>His response was: <b><i>“Dit is so. Staan sterk Werner”</i></b></p> <p>Not only did he say this to me, but as I was already parked under the carport at my residence, my spouse walked out and overheard his response, which was very loud in that I spoke over my hands free phone system.</p> <p>Whatsapp from me to Senekal: <b><i>“Jammer as ek al hierdie vrae vra maar my lewe is opgeneuk vir 4 maande na jare lang se frustrasie waaraan die werkgewer niks gedoen het nie end it het my bekommer toe John Best noem dat ek 'n politiese teiken is. Dit maak seer want ek het nog net my beste vir julle gegee”.</i></b></p> <p>Whatsapp response from Senekaal: <b><i>“Ek verstaan”</i></b></p>	
<p><b>10 May 2017</b> 17:14</p> <p>18:35</p>	<p>Whatsapp text to Morrison: <b><i>“Hi Bruce. When are you starting in PE? I am still on special leave for 6 weeks awaiting outcome of that false and malicious persecution”</i></b></p> <p><b><i>“Hi Werner. Heard from Bonnie yesterday. Trying get to PE on Thursday and Friday to get the ball rolling. Regards Bruce”.</i></b></p>	
<p><b>22 May 2017</b></p>	<p>Morrison phoned me on my private cell phone and requested the contact number of Nico de Villiers of BBV Attorneys to make arrangements to get to</p>	

	<p>PE. I sent him the digital contact detail via whatsapp at 13:00.</p> <p>During this very same call Morrison enquired as to who had drafted the TOR for the investigation concerned, being Mohlaleng Media. I informed him that it was me. He complimented me on the comprehensiveness and even stated one could see that it was my work. Not once had I boasted like he claimed later and secondly drafted the TOR in such a manner to investigate one person only! This was never the intention in the first place, whilst secondly I do not operate in such manner.</p> <p><b><u>Only on 29 September 2017 did I actually request the TOR that was sent out by Chan to BBV as I raised my concern regarding “legal opinions” that were raised in the TOR, whilst I knew that I had never requested such as per my TOR dated 9 April 2017. This will be referred to again in this synopsis, but what became apparent is that Chan had submitted a TOR in respect of Mohlaleng Media and City of Champions and only used some information from my generic TOR, which differs completely from what she submitted without informing me.</u></b></p>	
<p><b>31 May 2017</b></p> <p>10:33</p> <p>14:30</p> <p>16:23</p>	<p>Whatsapp text to Morrison: <i>“Hi Bruce. Are you here yet?”</i></p> <p>Received telephone call from Morrison who informed that they met Chan regarding their investigation to be conducted and that I meet them at BBV as I was not allowed to go to my own office.</p> <p>During this meeting I handed over all the files and records pertaining to Mohlaleng Media and briefly explained to them what the matter was all about <i>and that Mettler was unfortunately implicated in the matter. I showed them briefly the evidence that supported the preliminary finding, which was further supported by documented questions and responses to and from Mettler.</i> I informed them that I would assist them where I could, however I could not work from my own office.</p> <p><u>I can recall further that Morrison also telephoned me before their arrival in PE and asked who had drafted the TOR as it was very professional and comprehensive. I informed him that I drafted it, yet I did not know that the TOR that BBV and Morrison had received in fact also contained aspects of investigation regarding City of Champions and Harmocept at the time. My contribution that I sent to Chan only referred to the TOR in respect of Mohlaleng Media and never requested a legal opinion, but mere forensic investigation.</u></p> <p>After the meeting with Morrison, who was bound to return to Cape Town, I sent the following whatsapp text to him: <i>“Hi Bruce. Lets limit communication to this number or my privaye email. I suspect that my official phone and email is monitored due to my investigations into Mohlaleng and mettler specifically. As you note, he has some explaining to do. I suggest meeting the Mayor, Deputy Mayor, Reza Ebrahim, Basil de Lange, Kupido Baron, Mninki, Mzwake Clay, etc. and only than Mettler and Dr Olver. We can discuss onse you are back. I will try and get my official computer and obtain spreadsheet in digital format. Please</i></p>	

	<p><i>forward Elmiens' number so that I have on record".</i></p> <p>I need to stress that I have known Morrison from the days when he was a senior in the former Attorney Generals' Office and Vermeulen when she worked on a task team that operated from the Commercial Branch where I was employed. The period with regard to Morrison maybe anything between 25 to 30 years. He performed 2 previous investigations on his own under GIPF regarding Mod Ndozana and Lindile Petuna. The relationship was always good and we never had any issues ever. In fact on 4 June 2017 he sent me text and congratulated my wife and me in respect of our wedding.</p> <p><b><u>As can be seen, Mettler was identified as being implicated at the time (obviously for having signed an addendum to contract dated 29 Feb 2016, whilst by means of own admission stated in his documented responses that he had not seen the actual contract (which did not exist), did not see the bid specifications (which would have revealed to him that Olver misled him). In my view this was deemed to have been negligent and required further scrutiny as he was the acting Accounting Officer at the time.</u></b></p>	
5 June 2017	On this date he informed via whatsapp text that he would be in PE the next day, being 6 June 2017.	
6 June 2017	<p>Morrison telephoned me in the evening enquiring as to how my case was going and then made reference to the so-called sec 79 delegations in terms of the MFMA. I explained to him that these delegations have not existed in the municipality since April 2011, when I first enquired about its existence and to date of my suspension dated 7 February 2018, these delegations had still not been formulated and rolled-out, hence Internal Audit not having been able to have staff criminally charged in terms of sec 173 of the MFMA.</p> <p>The following whatsapp text was sent to Morrison after the telephone call concluded:</p> <p><i>"Section 79 delegations are referenced in the MFMA and according to my records the NMBM does not have such delegations"</i></p> <p>18:32</p> <p><i>"That's the reason that we are not able to charge officials. Accept the CM. I wrote several letters to him regarding this issue but he has always failed to address it. I have escalated this for 6 years from April 2011 but this Terrorist Employer does not comply with law".</i></p> <p>18:35</p> <p><b><u>Having referred to the employer as terrorist has absolutely nothing to do with Mettler, irrespective the fact that he is implicated in the Mohlaleng Media investigation and also the City of Champions matter. The reference to terrorist was specifically referred to in that since 2011 I had been persecuted politically, defamed in the media with false and malicious allegations. For this there is sufficient documentary evidence available, inclusive of newspaper articles, false and malicious grievances, malicious suspension of Chan during 2012, etc. I cannot recall ever having referred to Mettler as a "so-called corrupt ANC</u></b></p>	

	<b>Terrorist". In fact he claimed from the beginning that he is A-political, thus how could I state that he is aligned to the ANC?</b>	
<b>12 Jun 2017</b>		
16:51	<i>"Hi Bruce. Are you in PE and how is it going in Mohlaleng Media investigation"</i>	
17:18	<i>"Hi Werner. Be there tomorrow. Fine thanks"</i>	
17:20	<i>"Ok let me know if you need assistance".</i>	
17:20	<i>"Will do"</i>	
23:18	Whatsapp from Adelbert: <i>"Hi Werner"</i>	
<b>13 Jun 2017</b>		
06:38	<i>"Hi Kristoff. Looking for me?"</i>	
06:51	<i>"I heard your text but was already kind of sleeping".</i>	
11:34	<i>"Hi Kristoff. Were you looking for me as per your text yesterday evening?"</i>	
	<i>"Yes. Are you still working at the moment"</i>	
12:05	<i>"I am on duty"</i>	
12:05	<i>'What do you need done".</i>	
12:06	<i>"I'd like you to look into something for me, please"</i>	
12:07		
12:08	<i>I am working from home with my own resources as I am prohibited to work from my own office or 4<sup>th</sup> floor in Starport Building. The employer has made me out to be some kind of dangerous person and that does not go down well. I can come and see you in the afternoon if you like"</i>	
	<i>"Well let's have a chat. I'll call a little later".</i>	
12:09	<i>"Alright than. My matter should be concluded by end June. I feel sorry for you guys as the mayor undertook to address corruption but he is having no joy with the current capacity as you know. My charges were fabricated and I will obviously not leave it there. There is an underlying political agenda here. I wish to pursue my grievance but will discuss with you in confidence".</i>	
12:13	<i>"What do you mean with am I still working at the moment?"</i>	
	<i>'Are you available to work"</i>	
15:31		
15:33	<i>"I am always available Kristoff. At least you know my competence and commitment".</i>	

<p>15:38</p> <p>17:36</p> <p>20:29</p> <p>20:36</p> <p>21:07</p>	<p><i>Hi Kristoff. If there is any Information, etc that you wish to send please do so to <a href="mailto:wernerwiehart@icloud.com">wernerwiehart@icloud.com</a></i></p> <p><i>It's probably best if you also communicate with me in future via my private mail as I believe that my official mail is hacked. I have lost most of my mails over a period of 6 years, hence my suspicion".</i></p> <p><i>"Cool. Keep an eye out".</i></p> <p><i>"Ok will do. I am still honeymooning so check tomorrow morning".</i></p> <p><i>"Enjoy it".</i></p>	
<p><b>14 Jun 2017</b></p> <p>09:28</p> <p>22:55</p> <p><b>14 Jun 2017</b></p> <p>10:11</p> <p>10:29</p>	<p><i>Whatsapp to Adelbert:</i></p> <p><i>Hi Kristoff. Let me know when you mail me. Also if there is anything required for me to do, please request the CM and Director: IA to instruct me directly. The CM does not like it when I liaise directly with politicians. I rather not comment on this. It would perhaps be good if the Mayor has his own forensic investigator who is available 24/7 as the current forensic capacity with limited experience is not viable. I would be available for such. Kind regards".</i></p> <p><i>"Hi Werner, Difficult to proceed as indicated above. Will give it some thought".</i></p> <p><b>I had not heard of Adelbert again from 14 June 2017 to 29 August 2017. Not by voice call or <i>whatsapp</i> social media. Having to gotten to know him, the investigation would in all probability have entailed a covert investigation, thus it in all probability entailed the Deputy Mayor, Bobani.</b></p> <p><i>Whatsapp to Morrison:</i></p> <p><i>"Good morning. How is Mohlaleng investigation going? Let me know if you need to consult me. Have you consulted the Mayor and Chief of Staff yet as they consulted Mohlaleng"</i></p> <p><i>"Werner we are first tying up Moko"</i></p> <p>From the text communication it had become apparent that Morrison had not even started the investigation as he was tasked with another investigation by Grey Moodliar Attorneys (the Moko Matter). Morrison telephoned me and wished that I could extract emails for him from the email archive which I and Chan had access to since 2011 to assist in the gathering of intelligence for both reactive investigative processes, but also in pursuance of preventative measures. Unfortunately I could not assist him as firstly I was constraint to my residence and secondly since the email archive access had been non-operational for several months (in fact just after the suspensions of staff during 2015).</p>	

17:49	<p>Whatsapp text from Morrison:  <i>“Werner we have another plan with the emails. Don’t worry for now and Bonnie need not worry either. Regards Bruce”</i></p> <p>At the time Chan wanted me to assist Morrison in extracting mails from the email archive like we had done for him before too regarding former outsourced investigations, however the email archive was down often for long periods of time, hence our inability to assist him.</p>	
Jul 2017	<p>Chan telephoned me and informed me that Morrison is going around and telling others including her that <i>“Mettler is in the clear”</i> and did not have to worry about anything.</p> <p>Coincidentally the same day Morrison telephoned me from Cape Town to enquire how I was doing. During that consultation I questioned him as to how he could communicate to Chan and others that <i>“Mettler was in the clear”</i>, when I specifically showed him the evidence furnished by Mettler himself and my questions and subsequent responses from Mettler. Morrison at that stage asked what addendum I was referring to and that he must look at the files again.</p> <p>One aspect which however raised Alarm with me when he disclosed to me <u><i>that Mettler would have been my boss in Cape Town as I furnished my CV to Morrison in that he claimed that he had a contact at the Drakenstein Municipality. The reason why he mentioned this is because during 2015 when Morrison assisted with two investigations in respect of two Executive Director’s I forwarded my CV to Morrison for possible opportunities to return to Cape Town.</i></u></p> <p>He further disclosed that day that he had conducted investigative work previously for Mettler and that Mettler was a very difficult client and that he (Morrison) had to conform in writing reports in such a manner and reference information that Mettler sought according to his own requirements. <u><i>I was not certain as to what he actually meant with that, yet his actions after October 2017 may suggest that his objectivity and subsequent integrity could have been and/or may be compromised in future.</i></u></p> <p>However, I was alarmed in that Morrison never disclosed his prior working relationship with Mettler at all prior to his appointment to conduct the Mohlaleng investigation. Now, him having disclosed this, it raised even more concern that Morrison communicated to Chan and others that <i>“Mettler is in the clear”</i>, thus no further concern to investigate Mettler’s involvement as per the previously referred to addendum that he signed, whilst not having seen the main contract and not withstanding that such contract did not exist. It became further apparent that Morrison had also already consulted Mettler as he stated that</p> <p><i>“Mettler has no personal issues with me, but I do investigate too aggressively”.</i></p> <p>Morrison afterwards suggested that this was a compliment that he gave me in attempting to avoid reference to Mettler. Morrison also referred to one of</p>	

	<p>his former colleagues' that also been persecuted some time ago and eventually received a "Golden Handshake" and that I should take it if it was offered.</p> <p><u>One aspect that Morrison however mentioned that emanated from his consultation with Mettler which was the most disturbing is that the last mentioned (Mettler) was instructed to get rude of me. I asked Morrison by whom? He could not say.</u></p> <p>However, there is only one person that would give instructions to Mettler, namely "Trollip".</p> <p>I immediately telephoned Chan and expressed my concern regarding the above disclosure but more so the fact that Morrision was communicating outcomes of the investigation, <u>whilst he had not even started the investigation as was expected from him AND specifically that I was discussed with Mettler and the subsequent information that Mettler was instructed to get rude of me.</u></p>	
25 Jul 2017	<p>From an investigative point of view, it became apparent that the municipality, specifically Mettler wanted me dismissed in order to get me off the Mohlaleng matter, but evidently Mettler operated on instruction of Trollip. My disclosures to Adelbert, continued whatsapp texts, telephone calls from Adelbert at the odd occasion, the reference by John Best that I was a <b>"political target" and that Senekal knew more, but could not say more</b> all hinted at a <b>"Political Persecution"</b>. The suspicion at that stage clearly pointed at one man, namely the Executive Mayor, Trollip (who was furnished information about the investigation since October 2016 via Adelbert. It must be recalled that I sought a meeting with Trollip, yet Adelbert responded that they are considering their options. What supported this reasonable suspicion was the fact that when Mettler counselled me on 10 Nov 2016, he first referred to communication protocol with politicians. It could only have been Adelbert as I had copied him into my preliminary findings in respect of the questions to and responses from Mettler, and also the reluctance to cooperate by Kupido Baron.</p> <p>Having been now aware about his suspected involvement, I texted Senekal as follows:</p> <p><i>"Ek weet nou wie agter my kwaadwillige vervolging en vals klagtes sit"</i></p> <p>19:04 <i>"Wie?"</i></p> <p><i>"Jy weet! Ek weet! Alles maak nou sin".</i></p> <p>19:04 <i>"Johan"</i></p> <p>19:05 <i>"Nee"</i></p> <p>19:05 <i>"Gwija?"</i></p> <p>19:05 <i>"Nee"</i></p>	

19:05	<i>"Bonnie?"</i>	
19:05	<i>"Nee"</i>	
19:05		
19:06	<i>Onthou wat jy gese het toe ek vir jou se dat dit lyk of jy meer weet maar jy kan nie praat nie".</i>	
19:06	<i>"Wie is dit?"</i>	
19:08	<i>"Werner, ek het elke kommunikasie nou ontleed en daar is geen twyfel meer nie. Ek het te gevaarlik geword. Jy weet Werner!"</i>	
19:09	Senekal never responded again, because he was aware that I knew that Trollip was behind my persecution to protect Mettler. At that stage I just had not known yet established why Trollip <b>"has a vested interest in my case"</b> as was told to Chan during their meeting. However, later in this synopsis, I did meet Trollip during which he asked a specific question and furnished a response that confirmed the <i>"political persecution"</i> beyond any reasonable doubt.	
12 Aug 2016 14:18	Whatsapp from Morrison <i>"Hi Werner. Hope you are well. Please give me a call. Regards Bruce"</i>	
19:59	<i>"Both phones pap. Give me 5 min please"</i>	
20:00	<i>"Fine"</i>	
20:36	I phoned Morrison just after 20:00 during which conversation he enquired about my case. At the time I also shared my more than reasonable suspicion regarding the political persecution and who was now at the centre of this persecution. The call was followed up by the following whatsapp text to Morrison:  <i>"Bruce, our discussion remains confidential. I have no allegiance to anybody. There is no exception. I was treated like a animal and though I have forgiven, the trust relationship is scorned".</i>	
<b>28 Aug 2017</b>	The employer/municipality/Mettler was hell bent to have me dismissed on the basis of false and malicious charges. Yes, I was found guilty of insolent behaviour x 3 though I was not in agreement with it. I was counselled by Mettler on 10 November 2016, yet the Presiding Officer did not appear to have taken this into consideration. What however became evident is the fact that Mettler according the hearing was the one that gave instruction to pursue me, whilst Du Plessis was merely the Proxy. This in itself was completely against what Mettler had undertaken on 10 Nov 2016 and communicated to Chan at 15:00 that day and confirmed his undertakings at 15:30 the same day after I received a request to see him in his office. On the one side he claimed that he could not afford to lose me as I am the best he has, and undertook to suspend and even <i>"prematurely"</i> ask Chan whether she wants Gwija fired. Five (5) weeks later Mettler decided to change his mind and accuse Chan of being biased and persecute me until 28 Aug 2017	

	<p>when I returned to office.</p> <p>Just to ensure that I would not be suspicious, the Executive Director : Corporate Services, Vuyo Zitumane (the same person that stated to Chan that I investigated Mettler in respect of Mohlaleng) had a counselling session with me, Chan, Du Plessis and Vivviers. This was merely to make me believe that the persecution was merely based on a “blow-up” between me and Gwija. I however knew all along that it was not. That it was a persecution driven by Mettler and that on the basis of a political agenda by the DA. <b>There was no doubt.</b></p> <p>Whatsapp from Elmien Vermeulen (Morrison’s Associate)</p> <p><i>“Hi Werner”</i></p> <p><i>“Jammer vir die laat Whatsapp. Elmien hier”</i></p> <p>22:03</p> <p><i>“Is jy more middag beskikbaar vir so uur asb. Ek vlieg more oggend en het eers 11 uur afspraak”</i></p> <p>22:03</p> <p>22:04</p> <p>The 28<sup>th</sup> Aug 2017 having been my first day back at work, Chan was at an off-site meeting during which she had interaction with Mettler who asked her the following as conveyed to me:</p> <p><b>Where is Werner</b>, to which she responded that I was at the office.</p> <p><b>What was my plan of action</b>, thus what was I going to do. From this he evidently suspected that I would pursue the people that furnished false testimony and pursue the ones that maliciously persecuted me. The last mentioned was never a secret in that I informed Chan from the first day that I would obtain the evidence to pursue R von Berg and her daughter who colluded to prepare affidavits, which were word for word, error in punctuations and error in paragraph numbering identical. This was pointed out during former proceedings and should have been omitted from evidence in totality. At the same time Chan undertook to pursue Gwija for having lied under Oath with regard to a number of aspects, but specifically with his reference that he was seated on the fifth floor in fear of his life. Chan had furnished evidence during the proceedings regarding the aforementioned lies and deceit, yet no ruling was made in this regard.</p> <p>Chan informed me at the time that the email archive was up and running again and this was indeed one of my sources to interrogate, investigate and pursue the matter further. This was however not the only aspect to be investigated. The main aspect that required investigation, was who had initiated the malicious persecution through Gray Moodliar and Adv Boswell, whilst Chan and I were given certain undertakings by Mettler dated 10 November 2016, which are in total contrast with what had transpired.</p> <p>The evidence that I obtained was immediately referred to my legal team and will not be discussed here as it forms the basis of possible further actions.</p>	
<p>28 Aug 2017</p>	<p>Whatsapp to Vermeulen:</p> <p><i>“Hi daar. Sien nou eers. Ek is beskikbaar to 13:00 en moet dan MPAC toe</i></p>	

	<i>gaan. Is op kantoor”.</i>	
08:32	“Nou net geland”	
08:33	“Anders sien ek jou more. Sal in kontak bly”	
08:33	<i>“Ek is hier”.</i>	
12:42	“Jou epos adres asb”.	
12:43	<i>“Werk of privaat”.</i>	
12:44	“Werk”	
12:44	“Onskuldige mense” I had no idea what Vermeulen or who she was referring to.	
12:44	<a href="mailto:wwiehart@mandelametro.gov.za">wwiehart@mandelametro.gov.za</a>	
12:44	“Skuus laaste vir Allen” The reference to onskuldige mense would thus have been sent in error to me.	
12:44	<i>“Ok”</i>	
12:44	“Dankie”	
13:27	<i>“Ek by kantoor. Het nie MPAC toe gegaan nie”.</i>	
	<p><b>What is of relevance here is the fact that Vermeulen did not see me that day or contact me at all for the entire week that she was in PE. I cannot confirm or deny whether she did send a email, but I do recall that I at some stage informed her to work through Tika Shabudien in the Office of the CM to obtain various minutes for her in respect of the Mohlaleng Media matter.</b></p> <p>The same day at 08:23 Morrison wrote to De Villiers of BBV and only the relevant sections are quoted verbatim:</p> <p><i>“This is a brief progress report on the Mohlaleng matter for your information.</i></p> <p><i>On 19 July, prior to our meeting Ebrahim, we met with the Investigating officer of the Hawks investigating allegations made by the Deputy Mayor, Mr M Bobani with regards to Mohlaleng. It was evident that mr Koen has nothing of substance in his police docket except for pointed unsupported averments against the CM.</i></p> <p><i>On 14 August we were enjoined to attend a meeting with Adv de Klerk of the SCCU in PE, on your kind advice.</i></p> <p><i>At this meeting we were ad item that it is quite obvious that the so-called</i></p>	

*affidavit by Mr Bobane is not worth the paper it is written on, which Adv de Klerk rightly concedes. She also stated that on what she has before her there is no prima facie evidence of any criminal conduct on the part of Mr Mettler. Accordingly, it is apparent to us, that there was no basis for a docket to have been opened in the first place. However on the other hand, on the face thereof, in all likelihood criminal charges may have to be investigated. In light thereof Adv de Klerk wants to secure as much original documentation regarding the tender and the awarding thereof as possible. Although we agree that two parallel investigations should be avoided we can only assist the SCCU to a very limited degree at this stage. Furthermore we do not have any original documentation to give to them. A large amount of the contents of our files are confidential.*

*Adv Elmiën Vermeulen is in PE at the moment. I was unable to accompany Adv Vermeulen as my wife has just had a hip replacement operation and needs my support.*

.....

*We are also fortunate to be able to interact with Mr. Wiehart whom we have interviewed on and communicated with subsequently on various aspects of the investigations as he initially started them on behalf of IA&RM. Apart from the slight hiccup in having to engage with the SCCU we have not yet encountered any impediments in our investigation”.*

With regard to the above I immediately raised my concerns with Chan in that:

- There was no significant progress in the matter;
- The whistleblowers identity had been compromised in that now even the instructing attorney that was merely appointed to facilitate the appointment was to have become aware of his identity. It was emphasised to Morrison and Vermeulen on 31 May 2017 that the whistle blowers identity remain protected and that I still had to contact him in order to determine whether he was prepared to assist the external investigators;
- I am aware that the SAPS required documentary evidence to which I had no objection. The only original document was the Mohaleng Media Bid Proposal, which they could have obtained and any others via subpoena 205 and/or search warrant;
- It was however disclosed to me by Warrant Officer Koen that Morrison did not wish to assist them in furnishing any documents at all;
- Morrison is expressive about the affidavit of Bobani and it is claimed that there is no prima facie evidence. Firstly, it was never the brief or the TOR to establish what Bobani’s complain is all about! Why did he even discuss a matter that did not concern him, but instead assist the SAPS in furnishing information, specifically as it was required that the SAPS obtain the bank statements of Mohlaleng Media to follow

the money trail.

- Secondly, I had sight of Bobani's affidavit eventually and though it may not conform with the ordinary affidavit in content of prima facie evidence, I vehemently disagree with Morrison that it is not worth the paper that it is written on. In terms of sec 174 of the MFMA, which furnishes regulations by the Minister of Finance, any person may report criminal impropriety. Furthermore, whilst the evidence may not be in conformance with Morrison's expectations, I am of the view that the SAPS was obliged to investigate the matter as this reporting could be seen to constitute one in terms of the provisions of sec 34 of the Prevention and Combating of Corrupt Activities Act, 12 of 2004.

- The issue that raised alarm though is quoted verbatim:

***"It was evident that mr Koen has nothing of substance in his police docket except for painted unsupported averments against the CM".***

It is emphasised that Morrison was appointed to conduct a comprehensive investigation in terms of the TOR that he was furnished, report fortnightly on facts and findings and furnish a report in approved format. The question that immediately comes to mind is. Why was he so interested in what evidence there was against the CM, when he was supposed to have established this himself during the investigation that he was appointed for?

- The reference that he was fortunate to have interacted me and consulted me raises also issues in that I merely handed over files on 31 May 2017 and briefly furnished them an overview of the investigation and the fact that the CM had implicated himself as per the addendum that he signed, whilst not having had sight of the actual SLA having informed the addendum and subsequent appointment of two politicians. This meeting did not last longer than 45 minutes and was primarily overshadowed by the excitement of three former colleagues having met each other again after many years, specially Vermeulen. The second meeting was one held at little coffee shop in 4<sup>th</sup> Avenue, Newton Park, where after I now recall that I drove to the offices of BBV and had to again take them through my preliminary facts and findings.
- Morrison did phone me during approximately September 2017 and informed that his spouse had undergone a hip replacement, which resulted therein that the investigation was held up, though Vermeulen was still involved. He specifically stated to me

*"Can you please get Bonnie off my back, she does not understand as she is not a forensic investigator".*

I informed Chan of this, which was not well received.

<p><b>29 Aug 2017</b> 21:00</p>	<p>Received telephone call from Adelbert whom I had not heard of since 14 June 2017. His call entailed enquiring as to how I was doing. I however told him that I cannot understand why he was even phoning me as it was in fact the DA that was persecuting me as they protected the City Manager and that there is no doubt about this. In fact it was communicated to him since October 2016, which he admitted. My spouse sat next to me and actually advised that I not take his call. Adelbert denied that the DA was behind the persecution, but he could not convince me and told him that I would take action against those that had lied in the hearing by means of criminal charges. He then cut the call short and said that I should come and see him at the office sometime.</p>	
<p><b>1 Sept 2017</b> 11:10</p>	<p>Whatsapp to Vermeulen: <i>"Hi Elmien. Ek het nie weer van jou gehoor hierdie week nie en wonder wat aangaan".</i></p>	
<p><b>6 Sept 2017</b> 07:29  07:30  07:32  07:32  07:43</p>	<p><i>"Hi Werner. Ek moes weer jou no by Bruce kry en Whatsapp weer install".</i></p> <p><i>"Ek is besig met konsultasies en is vanoggend by CFO se kantoor voor ek terruggaan Communications toe".</i></p> <p><i>"Is dit asseblief moontlik om ons te help om notules van MPAC (indien toepaslik), Council en moontlik Exec Mayors meetings te kry waar Mohlaleng 'n ietm was in die hande te kry?"</i></p> <p><i>"Sal baie waardeer".</i></p> <p><i>"En dan wil ek ook uitvind of images gemaak kan word van Roland Williams en Carle se rekenaars. Ek het veral dringend nodig om toegang te kry tot haar rekenaar".</i></p> <p>I had since than established that Morrison and Vermeulen had not worked from the Internal Audit offices.</p> <p>Had not conducted fortnightly progress meetings during which one expects consultants to discuss their investigation, possible assistance, possible impairments to be addressed and subsequent facts and findings emanating from their investigation, which may direct the investigation further. Chan informed me that Morrison sometimes sent emails regarding whom they were consulting, etc. yet never discussed anything regarding such consultation which would have placed Internal Audit in the position to manage the forensic assignment. <u>It is made emphatically clear that I recommended BBV Attorneys to be appointed to merely facilitate the appointment of Morrison, due to the urgency of the matter. However, BBV was well aware that they were not appointed to manage the forensic investigation, neither did they and this was indeed confirmed and admitted by BBV, Nico de Villiers.</u></p> <p>My involvement in the Mohlaleng Media matter was from September to</p>	

December 2016 during which I:

- gathered information,
- consulted the whistle blower who directed me in accordance with respective invoices and timesheets which in a number of instances were fraudulent,
- consulted a number of service providers and obtained evidence regarding party political printing sourced through Mohlaleng Media,
- consulted Mettler, and communications staff (Van Heerden, Mninki, Baron), who all confirmed that Mohlaleng had rendered poor service and that they were merely forced to utilise the service provider,
- compiled questions and received responses in respect of Mettler and Mninki, whilst Baron eventually denied wanting to disclose a certain politician (whom we now know as Olver),
- Communicated progress to Adelbert due to Mettler's implication in the matter, copied him specifically in respect of all questions and responses in respect of Mettler, Baron and Mninki (Oct 2016),
- Whilst I always communicated my desire to assist Morrison, I was never contacted by him to assist, neither had I ever received a formal request from him, Vermeulen or BBV Attorneys'. It did not surprise me though in that firstly I questioned Morrison on him communicating "*Mettler being in the clear*", whilst he had not concluded the investigation, which was premature. I am also aware that Chan corresponded with him regarding this (see annexure).

NB: On 26 April 2017 (12:55) Chan addressed mail to Mettler, quoted verbatim:

*"...I have made enquiries from CS for an alternate building for Mr Wiehart but have not had a response. Other directorates approached have responded that they are also looking for additional offices.*

*I do not see a problem with Mr Wiehart sitting on 4<sup>th</sup> floor Starport as co sourced forensic staff will also be located on that floor and have to be managed.*

*For record purposes Mr Gwija sat on 5<sup>th</sup> floor previously for 3 days when Wiehart sat in his office on 10<sup>th</sup>.*

*....."*

**NOT ONLY DID METTLER IGNORE THE DISCLOSURE THAT GWIJA HAD LIED UNDER OATH REGARDING HIS SEATING ON THE 5<sup>TH</sup> FLOOR,** he further responded to Chan as follows:

	<p><b><i>“...I refer to my previous email and reiterate that you are to ensure that alternative office is located for Mr Wiehart – also note that he will not be managing sourced forensic staff but attending to certain investigations, please immediately ensure that an office is located, not at Starport”</i></b></p> <p>From the above it is submitted:</p> <ul style="list-style-type: none"> <li>• Mettler was already aware of the fact that Morrison was to be appointed via BBV Attorneys as this was communicated to him via Chan,</li> <li>• Mettler had former knowledge/relationship with Morrison as the last mentioned had performed work for Mettler in Drakenstein Municipality, thus being conflicted in lieu of his own implication in the investigation,</li> <li>• Had not retracted his instruction that I was not allowed to perform my work in performance of my own job description to date.</li> </ul>	
<p><b>9 Sep 2017</b></p>	<p>In lieu of my suspicions as to who was behind my persecution I further investigated same in order to seek evidence to lodge criminal charges first.</p> <p>I accessed the email archive during which I performed a keyword search “NMBM//W WIEHART”.</p> <p><b><u>The first information that came out was that Grey Moodliar sent invoices directly for the attention of the CM and not to Legal Services and Labour Relations. I obtained four (4) invoices, which calculated a total cost of R 569 235.03. This amount eventually became R 599,656.00.</u></b></p> <p>I was absolutely shocked about this as the cost of such a hearing, which was nothing more than a persecution based on malicious fabrications, lies and deceit was a clear indication that Mettler was behind the persecution as was suspected right from the beginning and which entailed the complete opposite of his undertakings dated 10 Nov 2016 to Chan (15:00) and thereafter confirmed with me (15:30) during a session, which was deemed nothing less than a Counselling session, yet several others are subjected to internal processes in the municipality such as “Ntunyana” who was charged with gross insubordination and received a written warning. I was persecuted with a legal team at the cost of almost R 600 K on the basis of false and malicious charges.</p> <p><b><u>I was thus never wrong about my suspicion, which was reasonable in all respects and related to Mohlaleng Media and nothing else. This is the only reason why I had sourced evidence in relation to the matter as firstly my persecution was conducted to get me off the Mohlaleng investigation and secondly it was intended to get me dismissed as I was uncovering information in the investigation which implicated a number of persons, but in this case specifically Olver and Mettler. This also the reason that he initially spoke to me about communication protocol with politicians as he was in all probability informed by Trollip</u></b></p>	

	<p><b><u>that I had sent my questions and responses in respect of Mettler to Adelbert. (Oct 2016).</u></b></p> <p><b><u>This is the reason why charges were trumped up on the basis of my own affidavit that was handed to Du Plessis and between Trollip and Mettler it was decided during January 2017 to persecute me and have me dismissed, which would secure my removal from the Mohlaleng Media investigation in totality.</u></b></p> <p><b><u>I also informed Chan of my evidence and subsequent findings.</u></b></p>	
<p><b>11 Sep 2017</b></p>	<p>At 11:20 PM Morrison wrote to Chan and only the relevant sections are quoted verbatim:</p> <p><i>"I am very sorry that I missed you. I actually telephoned your office and spoke to reception. You were in an MPAC meeting and I did not want to disturb you on your cellular phone.</i></p> <p><i>I contacted Werner instead as I needed to discuss inter alia mirror imaging of Carle Ritter-Erasmus'd pc and Roland Williams's pc, as well as obtaining minues and resolutions taken during MPAC, Council and Mayoral Council meetings for the period January 2014 to date, which Adv Vermeulen had requested from him. He advised that we should work through the channels of the CM office.</i></p> <p><i>Adv Vermeulen was in contact with Mr de Villiers regarding the mirror imaging and he will address this aspect with you personally as there are costs involved. Elmien has provided all the necessary information to mr de Villiers regarding what we require</i></p> <p><i>We appreciate your need to be kept informed. I may mention that in terms of our engagement letter we undertook to report fortnightly on progress. This is a lengthy and time consuming investigation and weekly reports may not reveal much especially where we are busy interrogating hundreds of e-mails"</i></p> <p>With regard to the above the following is stated:</p> <ul style="list-style-type: none"> <li>• I have never been contacted by Morrison at all about the desire to furnish any further information as he claims, neither the mirror imaging of any hard disks. As indicated, I had received whatsapp text from Vermeulen who undertook to consult me on 29 August 2017 at 11:00, yet I did not hear from her again until 6 September 2017, when I addressed whatsapp text to her dated 1 September 2017. I cannot recollect whether she did send an email request, but suspect that she may have as I indeed recall having referred her to Tika Shabudien of the Office to the CM to furnish all Council minutes, etc.</li> <li>• With regard to the mirror imaging of the hard disks of Ritter-Erasmus and Williams, I was primarily alerted to the fact that allegedly Morrison had secured these computers and took them to the NMBM</li> </ul>	

	<p>IT directorate to have them imaged, which is contrary to forensic procedure as it must be performed by a forensic IT and expert witness.</p> <p><b>NB: It was only during October 2017 that Chan enquired from me as to whether we had mirror imaged the hard disks referred to above, which I could not recall at the time. I recalled having sourced evidence from the email archive during 2015 which was handed to Grey Moodliar Attorneys who were appointed by Olver via Mbambisa and which eventually resulted in the resignation of Williams, and later of Ritter-Erasmus. De Lange was allowed to return to office after a lengthy suspension period. I requested Ms. Jacinda Thomas, the PA to Chan to search her records and establish whether we indeed had the mirror images made during 2015. Thomas obtained records which dated back to 7 October 2015 in request of quotations for the services of having these two hard disks mirror imaged and eventually furnished me a contact detail of a certain Caleb Motsamai from E&amp;Y JHB.</b></p> <p><b>The offices of Internal Audit, which constituted 2 floors, with 2 strong rooms was relocated from Corner House to Starport Building, which resulted therein that staff who ordinarily had no access to the strong rooms, removed boxes in content of files and records, which may have resulted in the mirror image either having been misplaced. However, in that Grey Moodliar had also dealt with the Williams and Ritter-Erasmus matters, it is possible that the mirror images could have been handed to them too as Chan and I were in depth involved with furnishing documentation/information to these attorneys.</b></p> <p><b>I contacted Caleb Motsamai but only received response during November 2017 as to which hard disks I was referring to, which resulted therein that Chan contacted the E&amp;Y Partner from PE, Morne Potgieter to assist with furnishing a copy of another mirror image if such was still available in their archive in JHB. This mirror image was eventually received during December 2017. In fact on the same day Adelbert visited Chan at her office and I informed him that we had now received the package in content of the mirror image. He still came to my office at the time and took a photograph of the sealed parcel that was kept on my boardroom table. I took photographs at the same time as I needed a record thereof, which indicates that the parcel from E&amp;Y was received in the week of 15 December 2017. Adelbert was in my office on 15 December 2017 as we took digital images at the same time.</b></p>	
<p><b>14 Sep 2017</b></p>	<p>During 14 to 16 Sept 2017 I attended a spiritual seminar at the Radison Hotel and whilst waiting for the seminar to commence I decided to contact Michael Kimberly from the Herald, who has been a source of information regarding Mohlaleng Media, but who was also the person who claimed that he was told that "I threatened to shoot Gwija into his knee caps" as referred to earlier.</p>	

	<p>I sent text via whatsapp to him from my work sim number, yet from my private phone as I did not use the official phone that was issued. Quoted <i>verbatim</i>:</p> <p><i>"Hi, the guy that wanted to shoot somebody in the knee caps is back"</i></p> <p>He responded with a "?" as he did not have my official number.</p> <p>I responded <i>"?"</i></p> <p>He responded <i>"I do not have this number"</i></p> <p>I responded <i>"How many people do you know that allegedly wanted to shoot somebody in the knee caps?"</i></p> <p>He responded <i>"Hi Werner, how's married life"</i></p> <p>After this Kimberly phoned me on my official number and we spoke about the matter during which I made it clear that the version that he furnished at the time was a blatant lie and still thanked him for not having published the article.</p> <p>Sent whatsapp text to Kimberly: <i>"You should ask the municipality how much they had paid for this persecution".</i></p>	
20:01	<p>The above I did because Bobani at the time questioned the exorbitant legal fees paid to Grey Moodliar and whilst my matter was indeed fabricated to stage a persecution to get me dismissed. Obviously I never disclosed the monetary value as he was supposed to enquire himself, which appears that he never did as something like this would have solicited head-lines in the media but at the same time was aware that Kimberly was well connected to Adelbert.</p>	
	<p>Whatsapp text from Kimberly: <i>"Will do. I have a huge favour but don't want to get you into trouble"</i></p> <p><i>"I am listening only"</i></p>	
20:02	<p><i>"I am trying to get copies of trollop's municipal bills"</i></p>	
20:03	<p><i>"Most importantly his water readings"</i></p>	
20:03	<p><i>"Apparently it is high"</i></p>	
20:03	<p><i>"That could be your revenge to the fuckers"</i></p>	
20:04	<p><i>"You surely want me fired"</i></p>	
	<p><i>"Haha. Thought you might have a way".</i></p>	

20:04	<i>"But rather don't do anything"</i>	
20:04		
20:04	<i>"That could be my ticket out. Way too dangerous Mike. I am on thin ice as it is".</i>	
20:04	<i>"I understand. Any ideas how else to get it?"</i>	
20:05	<u>That question alerted me in that Kimberly knew that Trollip is a public figure and that Trollip would disclose such if asked. Therefore I suspected a entrapment and responded as follows:</u>	
20:06	<i>"Sorry Mike. I would not do that neither would I recommend anybody. That is wrong, period"</i>	
20:16	Kimberly never responded to my response and secondly I suspected being set up. However, I was scared that somebody else would leak the information and that it would be pinned on me as it was now perceived that I was out on taking revenge. Instead I forwarded the texts to Adelbert.  I forwarded the whatsapp texts to Adelbert.  <i>"The above comes from Michael Kimberly. You can see my responses. This could also be a trap for me too and I do not entertain that. Please convey to the Executive Mayor"</i>	
20:17		
20:19		
<b>15 Sep 2017</b>	Whatsapp text from Adelbert:	
10:25	<i>"When was this sent?"</i>	
10:25	<i>"I'm still off sick"</i>	
10:30	<i>"Yesterday evening 20:17. I am telling you this as there may be attacks on the EM. I do not know who the source is, neither do I care. I do not give information to the media, period. It may just as well be a setup by the very people that persecuted me like I told you. I do not fall for that"</i>	
10:31	<i>"I do know who was behind my matter but this is not the medium".</i> <u>Adelbert did not respond to the last text, yet knew that I had informed him on 29 Aug 2017 that I was aware that the DA had persecuted me.</u> Bearing in mind that: <ul style="list-style-type: none"> <li>• Mettler had changed his whole stance of not wanting to loose me as I was the best that he had, yet thereafter persecuted me.</li> <li>• Instead of taking action against the true culprit who had not performed, Chan was accused of being biased and Mettler stated that I own a fire arm, which he only got to know from Dalpat and the last mentioned admitted this to me during former proceedings, whilst</li> </ul>	

	<p>seated at the LR Reception.</p> <ul style="list-style-type: none"> <li>• Mettler had instructed Chan not to get involved in my matter, yet the presiding officer himself wished to get the version of Chan,</li> <li>• I communicated preliminary findings to Adelbert via mail in the form of my questions to Mettler and his responses,</li> <li>• Trollip informed Chan during a meeting that he had a vested interest in my matter, which I knew is nobody else but Mettler.</li> </ul>	
<p><b>18 Sep 2017</b> 08:22  08:48 08:48 08:56</p>	<p><i>Adelbert telephoned me on Monday, 18 Sept 2017 at 08:22 and asked me whether I could briefly visit his office. I informed him that I could not stay long as I had an appointment at the bank.</i></p> <p><i>I arrived at the office of Adelbert at City Hall, but he was not there. Just another lady called Jocelyn who informed that Adelbert was in the office of the Mayor. I was about to leave again when Adelbert texted me the following:</i></p> <p><i>“In Mayor’s parkour”</i></p> <p><i>“Parlour”</i></p> <p><i>“I am here”</i></p> <p><i>At that time I was directed to the office of the Mayor, Trollip. I was introduced to Trollip by Adelbert. Shook his hand and took a seat opposite Trollip, closest to the door to his office around his boardroom table. The following transpired:</i></p> <ul style="list-style-type: none"> <li>• <i>Trollip asked me how it came about that I received these texts of Kimberly, which I explained. At the same time I informed him that I would not have given such information as he is a public figure and am certain that he would have furnished it himself if he was requested directly, to which he agreed.</i></li> <li>• <i>Trollip claimed that he was not taken aback about the request for the information, however the words <b>“That could be your revenge to the fuckers”</b> angered him.</i></li> <li>• <i>Then Trollip <b>suddenly furnished an apology for what I had been through – with this referring to the disciplinary process, etc.</b></i></li> <li>• <i>Trollip asked, quoted verbatim <b>“Who do you think is behind it”</b>.</i></li> </ul> <p><i>At that stage I already knew that he was implicated in my persecution, but I did not disclose that to him at the time. Instead I responded and said:</i></p> <p><i><b>“The City Manager is one of them. How can an Accounting Officer with a Masters in Law go and sign an addendum</b></i></p>	

***informed by contract when he has not even seen the contract and what makes it worse is the fact that the contract (SLA) never existed”***

- *Trollip conceded to my point but stated that:*

***“The City Manager was politically pressurised to sign documents that he would not have signed under ordinary circumstances”.***

*The above response did not come as a shock at all that Trollip had known about this and as such confirmed my suspicion that Trollip and Mettler persecuted me on the basis of false and malicious allegations.*

- *I excused myself than as I had an appointment with my personal banker.*
- *Adelbert then still asked me whether I could send him snapshots of the texts.*

*Since December 2016 I sought a meeting with Trollip via Adelbert, which related to the investigation implicating Mettler and I merely received the response **“We are considering options”**, yet when it came to Trollip’s personal matters such as his water billing, he deemed that to be more important than to address a matter involving large scale fraud, corruption and statutory irregularities in terms of sec 173 of the MFMA.*

*Chan was at the time in Johannesburg and therefore informed her that I had a meeting with Trollip.*

***“EM apologised that I have been through this Hell and did Kristoff”***

*“How did they apologize? You should tell him that CM told someone he was instructed to fire you. Or maybe hold back on this”.*

15:52

***“EM asked me who I thought sits behind it. Told him CM. Also mentioned Mohaleneg but kept my response limited”***

15:54

*Did u speak TO the EM himself or from KA..? If I were you don’t let your guard down and start opening up to all. Less said the better. Why would Cm tell him BM that he was instructed. BE careful and keep cards close to your chest.*

15:56

*“Why does KA want a report from you when EM dealt with Wayne Gray and should know what process was”.*

16:20

***“I did not tell him that I suspected him. Said just enough to think that I do not know”.***

16:22	<i>"Found correspondence of Bobani to CM after we conducted search of Nonuntu's office. He requested that we be investigated and disciplined. And Mettler does nothing to come up for us emanating from his own instruction"</i>
16:33	<i>"What do you expect after what you've been through"</i>
18:03	<i>"Spoke to Bruce Morrison. They went through Rolands mails and claimed that you and I would support him in not getting suspended. Not sure what he is talking about. Told him that it was precisely me that got him to resign and we would be the last ones that would support him"</i>
18:12	<i>"He wants to consult with us on this but there is no indication when they will be finished"</i>
18:15	<i>"I sent mail to Nico this morning but Morrison said he does not want to disclose facts and findings before issue of report"</i>
18:16	
18:17	
<b>20 Sep 2017</b>	
13:35	<i>"Bruce cannot withhold info. He has to provide constructive feedback. I will send KA my emails to BM and BM report to NICO. Nothing to tell"</i>
	<u>The reference to BM report in actual fact means a feedback report from Morrison to BBV, which communicated absolutely nothing.</u>
	<i>"Ok. Phone Kristoff"</i>
13:36	<i>"It's like he's being cautious but we are the ones that gave him the mandate"</i>
13:37	<i>"Did Nico respond to you"</i>
13:38	The above mail that Chan referred to is one that I sent to BBV after a brief consultation with Nico de Villiers during which he informed that:  <b><i>"Ek weet nie wat aangaan nie Tjom. Julle het die man aangestel"</i></b>  Salient issues are quoted verbatim as follows: (08:58)  <i>"Our brief telephonic consultation this morning, Tuesday, 19 September 2017 regarding the above matter refers.</i>  <i>The referred to investigation has been ongoing for several weeks now and therefore from a project, information and risk management perspective this office requires an urgent consultation with you and the consultant concerned in order to gage progress based on the terms of reference that has been furnished by this office. The last mentioned is imperative as it may address</i>

	<p><i>possible issues, prior to the issue of the draft report to be submitted to this office for review.</i></p> <p><i>In addition, this office wishes to be furnished with an up to date progress report in content of brief facts and findings and a investigative audit program in order to manage the audit in accordance with time lines.</i></p> <p><i>Kindly communicate your availability for such consultation as soon as possible”</i></p>	
<p><b>20 Sep 2017</b> 07:36</p> <p>11:49</p> <p>14:20</p>	<p><i>Whatsapp from Adelbert:</i> “Have you got Adv Morrisons number?”</p> <p>I sent Morrison’s number as it became evident that Chan had spoken to Adelbert about her concerns in respect of his non-performance and that Morrison simply did not furnish fortnightly progress as was requested.</p> <p>Whatsapp text to Morrison: <i>“Hi Bruce. Please call me”.</i></p> <p>I received a call from Adelbert seemingly distraught and swearing in respect of Morrison, “what a fucking moron”. In essence Adelbert expressed his dissatisfaction with the services of Morrison and the lack of progress.</p>	
<p><b>27 Sep 2017</b> 19:01</p> <p>20:48</p> <p>20:49</p>	<p><i>Whatsapp text to Chan:</i> “Good Evening. Did you send the mail to Morrison. If no performance in terms of TOR, we need to cancel appointment immediately”</p> <p>“Hi. Noted. Will look at TOR tomorrow”.</p> <p><b>I had not seen the TOR that was sent to BBV Attorneys and thus expected it to be the TOR that I drafted for Chan dated 9 April 2017.</b> “Please. It must go out. I cannot write emails and then Morrison does not do what he was told. I drafted the TOR and know what I wrote”</p>	
<p><b>29 Sep 2017</b></p>	<p>Addressed mail to Chan dated 29-09-2017 at 10:09 AM</p> <p>Only relevant content quoted <i>verbatim</i>:</p> <p><i>“Can you please forward me the TOR for the above matter, which you would have to sent out to BBV and/or Morrison. Also I wish to see their proposal and gage it against the TOR. .</i></p> <p><i>It was yesterday agreed that he does not have to come to PE next week to tell me what he has already told me via telephone. I am truly concerned that payments themselves had no further investigation, except for the ones that I did, which was the primary purpose of the exercise in the first place.</i></p> <p><i>Bruce Morrison indicated that he would furnish a draft report for discussion by mid October 2017. I am satisfied with that undertaking, however my satisfaction will be tested with the content of such a report, which I have a rather “sixth sense feeling” about. Irrespective, let’s see and if it does not address the deliverables with regard to the TOR, than we may have to</i></p>	

	<p><i>consider to withhold payment until I am satisfied.</i></p> <p><i>I suggest that you inform Kristoff regarding the developments re City of Champions and that alternative resources be considered as nothing has been done on this case to date.</i></p> <p><i>I also suggest that you request Bruce Morrison for their detailed time sheets, which must reference not only hours but more so what he has actually done in order for me to gage performance against the TOR and their proposal.</i></p> <p><i>..."</i></p>	
<b>30 Sep 2017</b>	<p>Whatsapp text from Morrison:</p> <p>08:30 "Good morning Werner. Noseweek has published an article on Mohlaleng. Regards Bruce".</p> <p>08:30 "When"</p> <p>08:32 "You need to google the Mohlaleng reports in the Herald and what the CM had misrepresented about a so-called uncapped tender which is a blatant lie. He has something to answer for. He can only help himself if he cooperates and comes clean".</p> <p>08:33 "In latest October issue. Google it. Seen the stuff on uncapping"</p> <p>08:37 "Oh yes about Mohlaleng being involved in a lawsuit regarding a boxing event abroad. There are other issues with other departments and national treasury. All I want is for responsible people to be called to accountability. The CM is one of them. Mbambisa the other , Harper the CFO, Mantyontya the former SCM Director, Danny Jordan, Crispian Olver, Roland Williams, Kupido Baron, etc"</p> <p>08:46 "Bruce you know me well. I want the real culprits to be accountable. No excuses from them"</p> <p>08:47 "So do I. That is why we have to be thorough"</p> <p>08:48 "Amen. I am prepared to loose my job like the CM planned but I will do what is right"</p> <p>08:48 "The emails are crucial"</p> <p>13:15 <b>Morrison sent two digital images in content of the Noseweek Article dated October 2017, titled "Who paid (or didn't) for Danny Jordaan's Campaign?"</b></p> <p>13:16 "Great. Please try and locate reporter"</p> <p>13:17 "Going to. Enjoy the weekend"</p> <p>20:59 <b>Sent digital clips to Morrison titled "Mandela's daughter ordered to pay R 62 M"</b></p>	

<p>21:03</p> <p>13:23</p> <p>13:26</p> <p>13:20</p>	<p><i>"Incredible! Thanks".</i></p> <p>I forwarded the article that Morrison had sent to me from the Noseweek to both Chan and Adelbert:</p> <p>Whatsapp from Chan: <i>"He better finish and have factual findings as the media will publish before him"</i></p> <p>Whatsapp to Chan: <i>"He will. He is on the same page as me. This was in the Noseweek last year October. I told him to get hold of reporter as it implicates Danny Jordan too".</i></p> <p>I was however wrong when reading the article as I did not notice that it was dated October 2017, meaning that it was the latest issue.</p> <p>Whatsapp response from Adelbert: <i>"He better come with findings that we can nail people on".</i></p> <p><u>With regard to the above remark I can state that Trollip and Adelbert have at all times been aware that Mettler was/is implicated in the matter. Reference is made to Trollip's response that mettle was under "political pressure" at the time, hence having signed documents that he would not have signed under ordinary circumstances. It became evident that Trollip and Adelbert sought culprits to be exposed, but refused to act on Mettler.</u></p>	
<p><b>2 Oct 2017</b></p>	<p>Whatsapp text from Morrison: <i>"Hi Werner hope you are well. Did you tell Bonnie that we are not coming tomorrow and are working on a discussion document. Jacinda seems to be under the impression we are going to be there tomorrow. Regards Bruce.</i></p>	
<p><b>5 Oct 2017</b></p>	<p>In view of continued request for progress to Chan via Adelbert or Mettler, the frustrations became evident from both Chan and me as Morrison was simply not delivering, furnishing some type of progress reports that meant absolutely nothing to us as it failed to communicate actual facts and findings, etc. in order to gage performance. From my experience in dealing with and managing consultants for many years, fortnightly meetings are conducted to furnish proper feedback on progress in content of gaging compliance with the TOR, factual evidence in address of risks, areas of impairment, etc. Yet, Morrison failed to comply with such requests and even questioned his reporting line as he claimed that he was appointed by BBV. <u>He was however well aware that BBV was merely requested to facilitate his appointment in that he is a Advocate and also a forensic investigator. Irrespective the appointment remains irregular in that forensic services are neither the function of BBV or Grey Moodliar for that matter. It was also not an emergency, neither in the interest of the municipality as the amount of R 21 million had already been paid out. In reality, a formal bidding process was to have been followed.</u></p> <p>As a consequence of non-performance and also some remark I that I deemed derogatory in respect of me by Morrison, I addressed the following</p>	

email to De Villiers dated 5 October 2017 at 02:52.

Relevant portions only quoted *verbatim*:

*"I do take some exception as to the averments that were made and therefore comment as follows:*

*Advocate Morrison has now on three separate instances communicated to individuals that "they" need not worry as the City manager is in the clear. I questioned this consistently as I have furnished sufficient information that renders a contrary finding.*

*During our latest telephonic consultation it was once again stated that Adv Morrison would be furnishing findings regarding the tender process and still referenced the identity of numerous officials, yet no reference to the executive authority. I find this questionable.*

*I have handed over my files several months ago to Adv Morrison and I also explained the modus operandi during a singular meeting to him and Adv Vermeulen and also informed them that I would assist them, whilst I was on so-called 'paid garden leave' as referenced by him. I take serious acceptance to this as my special leave was based on motives that are not going to be discussed here. Adv Morrison was well aware of this...*

*During my last telephonic consultation Adv Morrison requested me to send him a memo of my facts and findings for them to consider. I informed him that I would not be able to produce such as I am not in the possession of the files. He still uttered, 'why don't you come and visit us'. Obviously you can derive that my inability to furnish him a memorandum of facts and findings has nothing to do with not wishing to assist .....*

*Nico, my expectations are 'HIGH' and I expect performance and conformance in accordance with the Terms of Reference. Where findings are not referenced during our review, I will discuss same and expect valid reasons as to why such were not incorporated and at the same time I may submit additional information to the HAWKS in pursuance of such facts and findings.*

**NB:** According to my recollection Morrison telephoned Chan on 4 October 2017 at approx. 14:00 and spoke on the phone for almost an hour. He did not know at the time that I was also seated in her office listening to the telephonic consultation. Unfortunately, Morrison speaks much, but out of the muchness there was absolutely no value to derive and gage any performance. Absolute none at all. In the presence of Chan I eventually made my presence known to Morrison that I had been listening to the call and my words were as follows, quoted *verbatim*

***"Bruce, I wish to inform you that if you are not making reference in your report to the addendum that was signed without sight of the main contract, for which the City Manager has a case to answer, than I will draft a separate information supplementary and furnish your report and this to the Police".***

The above statement was made by me as Morrison had specifically communicated that 'not to worry, the City Manager is in the clear'. This he did already before he had even commenced with the investigation, which was a huge concern. My submission of any supplementary information is not only my right, but more so an obligation towards the promotion of justice and promotion of good corporate governance in totality, whilst I am obliged to report alleged or suspected fraud and corruption to the SAPS, particularly since the Hawks had already a reported case for which Morrison did not furnish any evidence, in essence withholding claiming that the documents are of confidential nature, which is incorrect.

Commencement of email to De Villiers, quoted *verbatim*:

*"I have previously indicated my willingness to assist Adv Morrison but considering the current modus operandi in discrediting a professional "on paid garden leave", I am seriously reconsidering my intended support.*

*For the record, I expect and written apology from Adv Morrison as he is clearly "rubbing this paid garden leave" individual up the wrong way.*

*I am aware that you are placed in a difficult position as it was this directorate that requested you to facilitate Adv Morrison's appointment as the matter had to be dealt with URGENTLY on instruction of the Executive Mayor, otherwise we would have out-sourced the assignment to another reputable service provider.*

*There is a serious issue on reporting on the matter in that forensic investigations require continuous project management, which may identify shortcomings, etc. notwithstanding that assignments are to be conducted in accordance with strict time lines. Adv. Morrison has a serious problem as he claims to be reporting to you as he was appointed by you. **Needless to say, this is not entirely correct.***

*Regarding the evidence files, I wish to be furnished with these files for my own record as the HAWKS will be consulting me shortly.*

*In conclusion, it was undertaken by Adv Morrison to furnish a draft report during mid October 2017. Afterwards he said he would prepare a 'discussion document'. Dear Nico, I do not seek to be furnished with a discussion document as we have had more than enough telephonic discussions. The draft forensic report as the '**ONLY**' deliverable is not negotiable.*

...

**NB:** I have not spoken to Morrison again after 4 October 2017 and also informed Chan that I no longer had the desire to engage with him or even deal with the Mohlaleng Media investigation as it had only caused me turmoil in the form of a malicious persecution. I stated that I would assist in reviewing the draft report as and whenever it would be issued and that is where my responsibility seizes.

	<p>On 5 October 2017 at 04:36 PM Chan addressed email to De Villiers, quoted <i>verbatim</i>:</p> <p><i>“Can I please have a meeting with you regarding this matter.No further correspondence to be entered into with Adv Morrison until after my meeting with you”</i></p>	
<p><b>6 Oct 2017</b></p>	<p>On 6 October 2017 at 03:18 Chan emailed me, quoted <i>verbatim</i>:</p> <p><i>“It was agreed between Nico and I that Bruce will now be accountable to me and not Nico. Do not send any further emails to Nico. I will write to Bruce directly in this regard. According to Nico, Bruce has booked to fly down on Monday”</i></p>	
<p><b>9 Oct 2017</b></p>	<p>On 9 October 2017 it would appear that Morrison had a meeting with Chan that I was not aware off. It would further appear that Morrision also had a meeting with Mettler and Trollip either on the same day or on 10 October 2017, which resulted therein that Morrison had communicated to Trollip, Mettler and Adelbert that they were not able to comply with furnishing a report by 20 October 2017 as was undertaken. Adelbert also informed thereafter that Morrison wrote to him and enquired as to whether he (Adelbert) had already written to Internal Audit and inform that he would not be able to deliver on the desired and agreed to deadline of 20 October 2017.</p> <p><u>The above now clearly evidenced that Trollip and Adelbert were to interfere on a political level with work that Internal Audit is/was responsible for in terms of its mandate vested in the MFMA, the Internal Audit Charter and the NMBM Ant-Fraud and Anti-Corruption Strategy.</u></p> <p>On 9 October 2017 at 15:09 Chan emailed Morrison, quoted <i>verbatim</i>:</p> <p><i>“I confirm that a draft report on this investigation is required by 20 October 2017.</i></p> <p><i>Please confirm in writing what work still remains outstanding ito interviews and review of documentation.</i></p> <p><i>At this stage please refrain from mentioning to any third party except IA as to who could be implicated or off the hook to avoid misinterpretation of facts. All records relating to the city of Champions to be urgently returned to my office.</i></p> <p><i>It should be noted that both Adelbert and Executive Mayor had previously met with the whistle-blower who apparently provided critical information to them. It is for this reason that the TOR required you to conduct interviews with both parties.</i></p> <p><i>Should you experience any challenges ito non cooperation by any official or pending documentation, please escalate to me directly. Wayne Grey advised that they did not image Carle Ritter’s computer.</i></p>	

	<p><i>In a report to Nico de Villiers dated 4 October 2017 regarding Mohlaleng you referred to the fact that Mr Werner Wiehart was “unfortunately put on garden leave”</i></p> <p><i>As the terminology is unfamiliar please elaborate what is meant by this as Mr Wiehart feels aggrieved in that it sounds derogatory”.</i></p> <p>Morrison responded to the above dated 9 October 2017 at 05:43, quoted verbatim:</p> <p><i>“Duly noted. Files have been returned, thank you. Garden leave is an often used term in forensic circles to take the sting out of saying someone is given compulsory ..... “</i></p>	
<p><b>19 Oct 2017</b></p>	<p>I addressed email to Chan, respective paragraphs quoted verbatim:</p> <p><i>“I am once again requesting the immediate termination of the appointment of Advocates Morrison and Vermeulen.</i></p> <p><i>....I wish to make it very clear that I drafted the TOR for the Mohlaleng Media investigation and it does not include the above issues as they are not relevant to the TOR.</i></p> <p><i>Morrison and Vermeulen intentionally do not report any progress on this matter to this office and/or to you and I cannot perceive differently, but there is a clear hidden agenda.</i></p> <p><i>I wish that you address a formal communication to Morrison and inform him of his continued non-compliance with the TOR.</i></p> <p><i>I also established that Vermeulen has addressed a communication to the Director: Communications in which she requests to consult the PR Officers with regard to projects that Mohlaleng Media were involved in and for what they had been billed. I find it truly concerning that this is being done only now, when in fact it should have been done outright from the beginning as it forms the basis of the verification audit in respect of invoices levied versus alleged work performed versus the actual work conducted for which the NMBM received fictitious invoices from Mohlaleng Media.</i></p> <p><i>Instead they consulted with sundry and all and even exposed the ‘whistle blower’ as you have now become aware. This has caused that that I requested the ‘whistle blower’ to no longer consult Morrison and Vermeulen as their highly irresponsible conduct has potential serious ramifications for the source concerned.</i></p> <p><i>Warrant Officer Koen from the Commercial Crime Unit contacted me today and informed me that he had spoken to Morrison during the last week and that the last mentioned stated that the investigation would still take a very long time. Once again, not in conformance and compliance with the TOR,</i></p>	

	<i>which clearly stipulates 12 weeks.</i>	
<p><b>20 Oct 2017</b></p>	<p>After consultation with Chan about the mirror imaging and obtaining information from Jacinda Thomas, I emailed Jabu Mtembu of E&amp;Y quoted verbatim:</p> <p><i>“Please advise whether EY still has a back-up copy available of the mirror imaging which was performed in this matter. Due to relocation and also because respective officials have subsequently resigned from service, the previously furnished mobile hard drive was misplaced and/or lost”</i></p> <p>On 20 October 2017 after numerous attempts to obtain the TOR that was sent out to BBV Attorneys, I was furnished with the document by Jacinda Thomas and to my shock established that my TOR that I sent to Chan during April 2017 was only partially utilised as it differed significantly from the TOR that I prepared for her on her request, whilst having to work from my residence.</p> <p>This TOR to BBV Attorneys was eventually forthcoming once Morrison instead of furnishing his draft report, in actual fact addressed a scathing letter to Chan and De Villiers, with inter alia serious and malicious attacks in respect of myself.</p> <p>This resulted in me addressing email to Chan and copied to De Villiers and my attorney, Ah Shene Attorneys dated 20 October 2017 at 03:56 of which relevant parts are quoted verbatim:</p> <p><i>“The communication from Morrison, which you read to me in content of inter alia serious, malicious and scathing attacks against me as a professional, I have now for once and for all decided to no longer be part of this matter.</i></p> <p><i>My investigation into the matter was merely 6 weeks, which entailed the gathering of documents and documented questions and responses from some individuals that were furnished to Morrison.</i></p> <p>....</p> <p>....</p> <p><i>I was never interviewed/ consulted on my views based on my preliminary investigation at the time. Me having been left out in the cold for almost 9 months being referred to as ‘Drama’ has simply gone one too far.</i></p> <p><i>I established from nico that he was appointed by legal services and not by you, hence the paragraph in reference to a so-called legal opinion, which was never part of my TOR, period. I wanted a comprehensive forensic investigation and not a legal opinion, period.</i></p> <p><i>Morrison is moving on very dangerous ground when referring to the Noseweek investigative article, basically insinuating that I could have given such information to the magazine. In fact I was not even aware of such an article, which is dated October 2016. At that stage I had hardly started with</i></p>	

*the investigation. I suggest that he contacts the journalist himself. Please, also be aware of the fact that the EM and COS consulted with Thabethe and Ebrahim before I even started with the investigation, thus it would not surprise me if such information was furnished by one or other political office bearer. Perhaps you can recall that I was never privy to such information as the EM and COS failed to even inform me, this rendering me the uninformed idiot with both the source and Michael Kimberly who had to inform me that the COS had already met the source. So much for politics.*

*Be that as it may, I am significantly angered by the averments by Morrison and therefore I will not avail myself to remedy the undesirable situation.*

*I am willing to review the report as and whenever it arrives here.*

*Nico informed me that he sent his invoices to Legal Services. So what influence do I have to have invoices paid and or not?*

*Once again, I now demand an unconditional apology from Morrison.*

*I am also addressing this to my attorney as there is sufficient grounds to litigate against Morrison.*

**NB:** In fact the article was dated October 2017 which I had only seen later.

Further sent whatsapp text to Chan, quoted verbatim:

*"I am very upset Bonnie and I am telling you that there is another agenda. Who changed the TOR and why was that man never managed. They are doing this because they could not get me fired. I want you to phone the noseweek and speak to the journalist. It is also possible that Crispian could have been the source considering that he is launching his book also in October 2017. He would probably have had emails from Danny Jordaan. Irrespective, I am sick and tired of these attacks and that from a man that I recommended"*

16:44

*"Reza just send me the names of the people who initiated the article with mails to Danny"*

*"Alan Taylor and Iqbal Sain from Bukani Print"*

Instead of furnishing the draft report as was undertaken by Morrison, he chose to address a letter to Chan and De Villiers (BBV) dated 20 October 2017 of which relevant extracts are quoted *verbatim*:

18:50

*"I hereby confirm receipt of your mail with regard to an extension of the due date for a report. I note that you have sent a copy of your mail to Mr De Villiers as well as your chief investigator, Mr Wiehart.*

18:50

*It is correct that I did state that we could provide a report by 20 October 2017 and that was based on having been informed that this was a R 21 million tender. Had it in fact been a tender for such an amount this matter would have been substantially less complicated to deal with and a report by 20*

*October was quite feasible. As I shall point out below in deference to Mr Wiehart that he vehemently maintains that this was definitely a R 21 million tender, it became apparent to us that he misinterpreted a part of the bid document.....*

**Comment:** With regard to the above it is submitted whether the tender was a R 21 million tender or not, there was no reason to firstly discuss this with Internal Audit as was expected during fortnightly progress meetings/reports, which would have addressed any misinterpretation that I may have had during the period that I conducted the investigation. The excuse not to have issued the draft report as was undertaken at the time has no relevance to such as the TOR that I prepared for Chan and which is also referenced in the TOR that BBV Attorneys received stated, quoted verbatim

***“A comprehensive investigation of **eighty-eight (88) payments** made to the respective service provider to the amount of **R 21,040,047.23.**”***

*“We spent a considerable amount of time and effort on determining what the true position was to avoid making incorrect findings in a report. It became clear to us that we had been misdirected in this regard and in fact that the amount of the tender was in the region of R 7.5 million. This changed the entire complexity of this matter and required considerably more time to investigate the rest of this matter. I am certain you can appreciate this.*

*I am also certain that Mr Wiehart is not likely to relinquish his stance on the value of the tender which he has probably presented to you at length”*

Comment: With regard to the above it is submitted that the determination of whether the tender was rate based and/or not is directly obtained from the Bid Specification, Bid Evaluation, Bid Adjudication and Mohlaleng Bid Proposal, which were all in the possession of Morrison and Vermeulen since 31 May 2017. Therefore they could have derived their factual finding and communicated such on the basis of their determination after scrutinising such documents. Further, this could have been addressed with Chan during my absence between their appointment and handing of documentation dated 31 May 2017 until 28 August 2017. However, Morrison did not comply with the TOR regarding fortnightly reporting, which would have addressed the issue. In fact, Morrison has not visited, neither consulted me since 31 May 2017 and July 2017 during which I met them at the coffee shop in 4<sup>th</sup> Avenue, Newton Park. Evidently he bases his own non-performance and non-compliance with the TOR on me, which is a poor excuse. Again, irrespective his findings and whether my own findings during a 6 week investigation was incorrect, he was tasked specifically also to conduct a

***“A comprehensive investigation of **eighty-eight (88) payments** made to the respective service provider to the amount of **R 21,040,047.23.**”***

*The timelines were unrealistic as the Honourable mayor stated at our meeting with him on 10 October 2017. The Honourable mayor moreover,*

*when we gave him feedback on the progress of this investigation, stated that he had never considered this to have been a R 21 million tender and that it was in order of a R 7.5 million tender. In which case he appreciated that one could not simply make an averment that all payments to Mohlaleng Media were irregular, wasteful and fruitless expenditure and required diligent scrutiny.....*

*We did not however tell the Honourable mayor that we intended interviewing Mr Danny Jordaan, which we are convinced has to be done in our presence he instructed Mr Adelbert to submit a memo to you and our attorneys regarding the unrealistic expectations that a report be submitted by 20 October 2017.*

**Comment:** Whilst it is respected that the Mayor may request to be informed about progress, he is not permitted to interfere in the matter, especially since Morrison had not performed. It is deemed political interference, which MUST be reported to the Auditor-General.

It was also further never submitted that expenditure is unauthorised, fruitless and wasteful as this had to be determined from the determination which services were indeed rendered in terms of a non-existent SLA. In fact of the fact that Mettler admitted that he had not seen the SLA (which did not exist), prior to signing the so-called addendum it is evident that the Auditor-General treats such expenditure as irregular. There are in fact numerous other findings between the dates that the addendum was signed between the municipality and Mohlaleng Media, which render even more concern as according to the "Power of Attorney" dated 10 March 2016, Mr Pascoe had no authority to sign the so-called addendum resulting in his own and another political appointment. Irrespective whatever findings are made afterwards, this has never been rectified, notwithstanding that the former SLA informing the addendum never existed. This was confirmed by both Motasi and Mgogoshe whom I personally engaged, whilst Morrison did not.

*"An additional week is appreciated. I did however inform you that we still have important aspects to cover in impending interviews. **Maybe it is incorrect assumption on my part, but your Mr Wiehart appears to be anxious to start his own report** as he has clearly pre-empted our eventual findings, still believes that his premise regarding a R 21 million tender is correct have us removed from the equation and champion a criminal investigation by SCCU, given the fact that he would like all the files to be returned. It is unfortunate that he appears to have lost faith in our abilities to furnish you with an independent, objective and thorough report and to make findings obviously have to be supported by cogent evidential material regarding potential irregularities and/or frauds/ or contraventions under PRECCA"*

**Comment:** With regard to **Maybe it is incorrect assumption on my part, but your Mr Wiehart appears to be anxious to start his own report** it is submitted that firstly I never had the intention to ever issue a report. Frankly, Morrison states it correctly, namely "**Maybe it is incorrect assumption on my part**". It is however relevant to state that I was the one that now received

continuous requests from Warrant Officer Koen to furnish all documents in order for them to pursue their “criminal investigation” as firstly Bobani had laid with the Hawks and secondly, it was their task to follow the money trail in respect of payments made to Mohlaleng Media. In that Morrison did not furnish them information that I had compiled, company searches, account details, etc. the Hawks were impaired to commence with investigative work that could in any event not be conducted by Morrison and/or by Internal Audit.

*“Obviously you do not have a copy of the rough draft and at that point in time you would have derived scant value from it except to satisfy Mr Wiehart that we are pursuing his conspiracy theories and approach to this matter.....*

.....  
.....

*On 9 October 2017 I showed you that section of our draft report personally which we definitely do not intend ignoring, but using in the report so as to dissect, discuss and interrogate all such opinions on Mr Wiehart’s part”*

**Comment:** With regard to the above it is submitted that Morrison’s reference to **“pursuing his conspiracy theories and approach to this matter”** is incoherent and requires no further elaboration. It was at all times expected of him to perform and conform in terms of the TOR that was furnished to him via BBV Attorneys, which I had afterward learned were not the same TOR that I prepared for Chan during April 2017. Irrespective, he also did not comply with the TOR that was furnished to BBV.

*“His and your division’s apparent reluctance to support our right to payment of fees is in conflict with paragraphs 4 of our engagement which states that we are entitled to interim payments and is unacceptable”*

Comment: It is submitted that there is a conflict between the engagement letter between Morrison and BBV versus the TOR that was sent to BBV Attorneys.

The TOR that Chan had signed and which eventually was furnished to me clearly states:

*“The forensic assignment must be concluded vide mutually agreed to forensic report. Payment of the services will be rendered only after the submission of the reviewed and approved forensic report in consultation with the Director: Internal Audit & Risk Assurance and/or the delegated project manager”.*

In respect of the TOR that I prepared for Chan dated April 2017 the wording is quoted verbatim:

*Detailed costing model in content of hourly rates per staff forensic staff versus that of Auditor General Rates, time allocated and total cost per forensic practitioner, cost in respect of review of working papers/evidence/exhibits and both draft and final forensic reports, disbursements, etc.*

*Cognizance must be taken that the Nelson Mandela bay Municipality shall not render payment in lieu of an audit period over-run. The forensic assignment must be concluded vide mutually agreed to forensic report. Payment of the services will be rendered only after the submission of the reviewed and approved forensic report in consultation with the Director: Internal Audit & Risk Assurance and/or the delegated project manager.*

*“It is my observation that we are being held at ransom in the withholding of payment as your Mr Wiehart would like to see what we intend writing in our report and would like certain names and one name in particular to feature in our report, which was clearly evident from discussions we had with him. If that person has been responsible for irregularities, sweeping statements on his part do not help us at all we have to carry out a proper, independent and fair investigation and if his views are supported so be it and we will state that this is the position or our report.....*

.....

**Comment:** With regard to the above once again false and malicious statement and/or observation, whichever Morrison deems relevant, he was requested to comply with the TOR, which is a generic document, which requires the investigation of inter alia

- Verify the authenticity of all documents / information submitted in respect of the procurement process such as the respective budgeting and advertising process, submission of the bid specifications to the Bid Specification Committee/Evaluation and Resolution by the BSC, receipt and processing/evaluation of bids by specific role players within the Bid Evaluation Committee (BEC), Recommendations by the BEC to the Bid Adjudication Committee *vide* authenticated bid committee agenda and minutes in content of evaluations/resolutions, Resolution/s by the Bid Adjudication Committee and subsequent submissions to the Accounting Officer for the award of the respective Bid, tracing/scrutiny and interpretation of Service Level Agreements/Contracts between the Nelson Mandela Bay Municipality and the respective service provider, and sub contracts/agreements between the service provider and other service providers in the performance of the deliverables as per the bid specification documents and respective proposals.
- Verify the legality and authenticity of documentation submitted in respect of payments made to the service provider (thus, pre-approved needs, legal authority to render payment in terms of a valid service level agreement/contract, monitoring of service delivery, identification of municipal project owner such as public relations officers, progress reports by the service provider and/or municipality, payment requisitions, identification of compilers and officials attesting to such payments in conformation of services rendered, any other documents.

**NB:** The fact that irregularities regarding the addendum to contract, whilst such a contract was firstly never seen by Mettler, neither existed was communicated to Morrison right from the beginning, even before he was

appointed and during the meeting dated 31 May 2017 when I handed over the respective files at BBV. He is well aware that I mentioned numerous individuals that had to be consulted. It is not a matter of crafting findings against a single individual.

*“You may possibly not be aware on his own disclosure to us. Mr Wiehart informed us that he had carefully drafted and disguised the TOR. He did not want it to be obvious whom he targeted “to come clean”. Over and above that it came as a surprise to us that Mr Wiehart subsequently claimed inter alia that he was not the author of the paragraph in the TOR relating to an expert legal opinion being required and that this must have been inserted by Legal Services. This is remarkable because in discussion with us he actually told us where the legal opinion came into the matter and why he had drafted the terms of reference as he did”.*

**Comment: With regard to the above I am satisfied beyond doubt that Morrison has been compromised in respect of his integrity. It is stated clearly that Morrison is dishonest in all regard as firstly I never discussed the drafting of the TOR with him and/or Vermeulen.**

2) this is clearly confirmed in that I drafted the TOR for Chan dated April 2017, which was only utilised in part, whilst investigative work in respect of City of Champions and also Harmocept was never even referred to in my TOR.

3) the TOR that I drafted for Chan did not request a legal opinion with regard to anything, neither would I have communicated such as I never requested it.

4) I was only furnished sight of the TOR that was sent to BBV Attorneys on 20 October 2017 by Jacinda Thomas, the PA of Chan and further I questioned this TOR as it was not drafted by me at all.

5) I never requested a *“Legal Forensic Investigation”* as I deem the function of conducting the investigation and furnishing legal opinions two separate issues, which would have to be conducted by different practitioners and not by the forensic investigator. Further, forensic investigations are based on *“facts and findings”*, whilst opinions are just that, mere opinions.

The heading of the TOR that I drafted for Chan is titled:

**“REQUEST FOR PROPOSAL FOR A FORENSIC INVESTIGATIVE AUDIT BY THE NELSON MANDELA BAY MUNICIPALITY, DIRECTORATE: INTERNAL AUDIT & RISK ASSURANCE [TWELVE (12) WEEK AUDIT/COMPLETION PERIOD]”**

Whilst the TOR of Chan that she sent to BBV is titled:

**“REQUEST FOR FORENSIC SERVICES FOR THE NELSON MANDELA BAY MUNICIPALITY”**

6) Where the municipality requires legal opinions on the basis of any

aspect, the municipality would firstly request the Legal Services Directorate, which may either furnish such or request such via the Attorneys on the municipal panel, which may furnish such or request such from duly appointed advocates.

7) Where the TOR references that legal opinions would be required, which was not referenced in the TOR that I prepared for Chan, she would have to have requested such legal opinions from an independent legal practitioner/ attorney, but definitely not from a forensic investigator who would be furnishing opinions on his own work.

8) Morrison is clearly dishonest in that only once he telephoned my and asked who had drafted the TOR, to which I responded that it was me and he complimented me on the comprehensiveness. Little did I however know that Chan did not use my TOR as it was furnished to her in April 2017.

9) This matter forms coincidentally part of one of the charges against me and it is evident that he is compromised as a person with no integrity and secondly, this was done in collusion.

10) Both TOR's and my respective email communication dated 9 April 2017 in submission of my own TOR is attached and available for scrutiny.

11) Morrison's false and malicious reference to my alleged involvement regarding a TOR that I never even prepared and issued, neither had I seen same until 20 October 2017 is deemed a misrepresentation to Chan and now at the same time to the City Manager and is tantamount to Fraud (which will be reported to the SAPS).

*"On careful consideration of how the terms of reference were devised it is clear that the common denominator in this matter with City of Champions matter and in respect of Harmocept, is that the individual he intended to investigate for corruption featured to an extent in all three matters and is the person who, to quote him, plans to make him lose his job and whom he has described to me and other persons in highly defamatory and derogatory terms. If you want me to repeat such description I shall gladly do so. At the time as a colleague, I appreciated that he was probably speaking out of pique to his having been subjected to humiliating disciplinary measures in his mind that were taken against him. The question arises as to how you intend holding us to TOR which were compiled with personal interest being one of the overriding factors in the way he drafted them and which amounted to a misjoinder of projects".*

**Comment:** Once again, I was not involved in the drafting of the TOR that was furnished to BBV and this is evident from the considerable difference in the respective TOR's available for scrutiny. The TOR that I sent to Chan made no reference to City of Champions and Harmocept at all as I had no knowledge of these matters.

It is further submitted that I never referred to the "common denominator" in defamatory and derogatory terms and/or language, yet from Morrison's own lies and deceit and from his former working relationship with Mettler, there is absolutely no doubt that these charges are false, malicious, devised

collusively and clearly a misrepresentation tantamount to Fraud.

*“Mr Wiehart has engaged in e-mail correspondence with our instructing attorney about us. In addition he has visited our instructing attorney and discussed our handling of the investigation and made certain overtures which I shall not repeat herein as I respect the confidentiality of communications between our attorney and ourselves. I would like to know if this conduct and communications with BBV were sanctioned by you and bore your approval”*

**Comment:** All email communications to De Villiers of BBV have already been referred to above and clearly communicated our displeasure with the non-performance of Morrison and Vermeulen. I also only had one telephonic conversation with De Villiers who did not even know how to respond in that he had not been involved in managing Morrison and Vermeulen. It was not expected from him in that he was merely appointed to facilitate the appointment of Morrison and whilst at all material times, Morrison was accountable to Chan as Director: Internal Audit and not even to me as I only returned to office on 28 August 2017 and whilst I was kept out of any investigations, assistance and progress.

Morrison’s attitude changed however on 4 October 2017 after the telephone call between him and Chan that I had listened in to. Emanating from that call and attempted to solicit a **“Memorandum in Content of Preliminary Facts and Findings”**, which I could not send him in that he was in the possession of all the documents, and secondly I would not have sent it as he was appointed to do the investigative work that I was not allowed to pursue due to the persecution that I was subjected to on the basis of false and malicious allegations.

NB: The only time I visited BBV offices was during the handing over of documents to Morrison and Vermeulen on 31 May 2017 and briefly during July 2017 after a *“forced hamburger”* at a coffee shop in 4<sup>th</sup> Avenue, Newton Park where I had to take Morrison once again through the evidence that had been compiled. Regrettably, I had already noted at the time that he had not even commenced with the investigation yet, obviously as he was tasked with the Moko matter by Grey Moodliar.

Once again, Morrison’s integrity is of serious concern, to such point that he exposes himself as dishonest and compromised, hence him communicating to sundry and all that a certain *“common denominator”* is in the clear. He states that I visited the offices of BBV and that obviously before the date of his letter, which is a blatant lie.

IN FACT: I contacted Nico de Villiers on Friday, 21 October 2017 at 12:35 via whatsapp text which is quoted verbatim:

*“Hi Nico. Ek kom maandag oggend om die oorspronklike bid proposal vir mohlaleng Media op te tel wat ek vir Morrison orrhandig het. Laat weet hoelaat jy daar is. Sien ook die volgende twee texts wat vir jou sal wys wie verantwoordelik vir die Noseweek artikel. Ek wil niks met Morrison meer te doen he nie. Ek het hom aanbeveel. Ek het die TOR geskryf vir Bonnie om*

*'n volledige ondersoek te doen en nie op een persoon te konstentreer soos wat hy valsik beweer nie. My TOR is gewysig by legal services want ek het nooit 'n regsopinie gevra nie. Forensiese werk gaan oor feite en ek sal volgende weik uitvind wie hiervoor verantwoordelik is. Ek het Morrison se lasterlike brief na my prokureur toe verwys en daarna Advokaat Lee Ann Ah Shene vir oorweging want ek los dit nie meer daar nie. Maandag stel Dr Crispian Olver sy boek vry en dalk bevat dit die waarheid oor Mohlaleng, ens. Die enigste waarheid wat Morrison wel noem is sy lasterlike brief is die feit van wantroue. Alhoewel ek hom nie aangestel het nie, en vir jou om verskoning moet vra dat jy met hom opgesaal is. Ek vertrou hom beslis glad nie meer nie en ek het my redes daarvoor. Ek is 'n kundige met 30 jaar ondervinding en het nie nodig om op sekere mense te teiken nie. Al my forensiese werk is gebaseer op feite en dokumentere bewyse, period. Ek sal sy verslag review maar wil niks met hom te doen he nie. Net jammer date k dit nooit van hom verwag het nie. Lekker naweek"*

*"O ja, ek is beslis nie gerattle nie. Skuldige mesne het sulke gevoelens. Ek is baie kwaad, teleurgesteld en plain die moer in vir iemand na wie ek vir jare opgekyk het"*

Whatsapp text from De Villiers:

*"Dit lyk my na 'n deurmekaar spul. Laat die man sy verslag uitbring en vat dit vandaar af"*

*"Boet sy verslag is 'n bysaak. Ek vervolg hom nou vir lastering en enige iets anders wat my regspan mee opkom. Ek is nie sy tjom nie maat. Ek soek 'n skriftelike verskoning of die regspad is die enigste opsie wat ek uiter aard verkies. Hoelaat is jy op kantoor Maandag. Ek kom die Mohlaleng Dokument optel"*

*"Ek het niks by my nie. Alles is by hom in die kaap"*

*"Daar lieg hy weer. Hy het gese dat die oorspronklike bid proposal by jou is vir veilige bewaring nadat die polisie hom gedreig het"*

*"Haar gebel. Sy het dit....my sekretaresse"*

*"Ek kom dit later haal. Dit is die enigste oorspronklike document en as dit wegraak is die saak ook klaar. Blessings vir naweek maat. Ek weet dat jy nie goed will hoor wat ek jou ander dag gese het en gestuur het nie. Ek weet waarvan ek praat. Ongeag, as jy die dag of jaar reg is om te praat, sal ek steeds daar wees om te luister".*

**Comment:** As can be seen from the evidence furnished, I was not at the office of BBV as misrepresented by Morrison.

Commencement with letter of Morrison dated 20 October 2017 to Chan and De Villiers as follows quoted verbatim:

21 Oct 2017

<p>12:35</p>	<p><i>“Everytime there is some drama in the life of Mr Wiehart I am called to order”</i></p> <p><b>Comment:</b> It is submitted that Chan and I were not always at the best of relations in that I in my disappointment blamed her for not having managed Gwija, yet on the other hand she tried everything possible over 4 years at the time, but was impaired by numerous officials from Labour Relations who threatened her with disciplinary action, no support from the former Executive, was even suspended for false and malicious allegations by the former Acting Municipal Manager, Temba Hani. What made the situation even worse, yet uncomprehend able is the fact that Mettler gave her certain undertakings regarding Gwija, which were again reiterated between Mettler and me, yet during February 2017 he persecuted me, contrary to his undertakings at the time and accused Chan of being “biased”. In fact we have faced this turmoil for as long as I have been employed in the municipality. So I do not know which drama Morrison would like to sensationalize, whilst my private life is not his business.</p> <p><i>“I have attached a copy of the article for you to read. A substantial amount of information and details contained in that article are very close to home and must have been imparted to the journalist by someone who had intimate knowledge of the details of the matter. It makes one wonder who the source of this information was and I am not suggesting that Mr Wiehart had a hand in this, just to make myself clear”</i></p>	
<p>12:40</p>	<p><b>Comment:</b> It was precisely what Morrison had suggested, hence having written typically “sick minded”. Morrison exposed the whistle blower not only to Roland Williams at the time in asking Williams whether he had read the Noseweek article, but also exposed the whistle blower in that it got referenced in numerous emails and also to De Villiers, who was merely appointed to facilitate the appointment of Morrison.</p>	
<p>12:42</p>	<p><i>“It was of consternation to me that Mr Ebrahim was mentioned in this article. Whoever was so reckless to disclose his identity to a magazine did us no favours. Of course the Noseweek article is relevant in the sense that damaging information and identities of complainants and especially that of Mr Ebrahim were disclosed. Falsehoods and half-truths were disseminated and are an impediment to our investigation. What was also of particular significance is that the reporter referred to Mr Danny Jordaan’s emails, which we would clearly like to obtain. Therefore, we respect, I do not think that is unimportant and irrelevant to this matter”.</i></p>	
<p>12:45</p>		
<p>12:47</p>	<p><b>Comment:</b> The reality that Morrison referred to Ebrahim by name in this communication is a clear indication that he has no understanding of how to protect the identity of a whistle blower. Considering the charges that are brought against me by the Executive via Grey Moodliar, though again false and malicious evidencing episode 2 of the persecution, it is further concerning as the whistle blower’s identity is one again exposed to Mettler who is deemed to be implicated in the investigation and now also Grey Moodliar who are personal friends of the other implicated party, namely Dr</p>	
<p>12:48</p> <p><b>23 Oct 2017</b> 08:06</p>		

08:39

*Crispian Olver.*

*Considering the manner in which Morrison writes and the time that has taken to write this false, malicious and scathing attacks in respect of me as person and professional, there is no doubt that he is compromised in totality and that this communication was indeed written to protect the alleged "common denominator" as referenced by him. This 'common denominator' is coincidentally the same person that he communicated to numerous individuals that "the City Manager is in the clear" and this whilst he had not even fully investigated the matter.*

*"...Mr Wiehart had indicated to us that he had seized her computer and that there was nothing of assistance on it. From this we understand that he accessed her desktop computer in order to make such an assessment".*

*Comment: This section regarding the mirror imaging of Williams's and Ritter-Erasmus's hard disks has been covered in that such was only brought to my attention via Chan when she asked about it and when I had to enquire with Jacinda Thomas regarding such. It was established that we had indeed had the hard disks mirror imaged during October 2015 by EY, JHB. It was further mentioned that the entire office of Internal Audit had vacated premises from Corner House and that the mirror image may either have been furnished to Grey Moodliar as the pursued Williams and Carle-Ritter Erasmus (which I cannot confirm as 100%) or the mirror image, which was kept in one of two vaults was removed by staff during the move to Starport Building. Once this had been established I had immediately requested a copy of the master version, which was archived with EY.*

*It is further submitted that I had not been consulted in person since 31 May 2017 and July 2017 (hamburger) and had never seen Morrison and Vermeulen since then. From Vermeulen I heard via whatsapp text late on 28 August 2017 and read early 29 August 2017. She requested a consultation with me, yet had not heard from her again until 6 September 2017 after I sent her text on 1 September 2017.*

*With regard to Morrison I noticed that he was mainly in Cape Town and rarely travelled to PE. It was Vermeulen that was here for a week that I am aware of, yet she did not bother contacting me as was undertaken. Morrison, merely phoned from Cape Town on the rare instance and merely communicated that I had to get Chan off his back, claiming the she is not a forensic investigator. Thereafter he phoned again and informed that his spouse had a hip replacement, but generally it never entailed any progress in respect of anything. In the contrary, emails were exchanged between Chan and Morrison and De Villiers. On only the referred to instances above did I address email to him.*

*Would Morrison have subjected himself to the project management of Chan, than he would probably have been informed that the mirror image was in fact requested again. I have not spoken to Morrison since 4 October 2017. I informed Chan that I refuse to deal with him again until I receive a formal written apology and at the same time it was arranged between her and De Villiers that Morrison answers directly to her.*

In conclusion it shows that Morrison had no regard for communication protocol as he preferred to deal with Mettler whom he was informed right from the beginning that the person is implicated and also the reasons and evidence for such was furnished in support thereof. Further he chose to consult Trollip and Adelbert where he complained about unreasonable timelines, whilst he was already tasked from 31 May 2017. For the purpose of ensuring compliance with the TOR and respective 12 week time frame both could have conducted their separate investigations and groundwork. Instead he got Trollip to intervene in an investigative matter, which is deemed “political interference”. Trollip was never interested in the information that I had furnished Adelbert as early as October 2016 and had never consulted Chan on the matter, whilst the implication of Mettler was highlighted to Adelbert.

*“I do however believe that the impediment comes in a lack of trust on your part in our abilities. The constant pressure on us to conform to Mr Wiehart’s opinions and approach to this matter does not help either. In addition refusal to meet the commitment to have us paid and disrespectful treatment as regards our time sheets does not engender a feeling of confidence in your division by any stretch of the imagination”*

**Comment:** It is submitted that it was continuously communicated to Chan and to De Villiers that Morrison comply and conform with the TOR, irrespective whether I was under the impression that they were appointed on the TOR that prepared for Chan, or the TOR that she prepared and which I had only seen on 20 October 2017 after this letter. Morrison simply refused to comply if I was in Chan’s position at the time I would have terminated his appointment as soon as establishing non-compliance.

It is further submitted that I am not Chan, who does not have the time in day to deal with consultants that do not performs as she had several consultants inter alia KPMG and PWC under her management. Ironically, PWC management subjected themselves to fortnightly progress reporting and were furnished instructions or guidance during such sessions. In these cases the “Litter Pickers and Milongani Eco Consulting” are prime examples that I had to be involved in.

*“Being made aware of Mr Wiehart’s views and opinions regarding this matter and in particular the views he held of the CM, we realized from the outset of the investigation that we had to exercise extreme caution to maintain objectivity. We had to be meticulous in obtaining all the facts in this matter and for this reason we had to have interviews with all officials at Communications and request further supporting documentation since the documentation provided to us at the commencement of the investigation were insufficient to deal with the investigation.*

*The following matters still need to be finalized and/or clarified:*

1. *Clarification regarding the situation with the imaging the desktop of Ms Ritter-Erasmus;”*

**Comment:** With regard to the above I had made it at all times clear that the CM implicated himself in lieu of documentation that he furnished himself, which left him and at least Olver open to scrutiny. This was the reason that I had addressed my questions to Mettler and by his own admission he stated that he had not seen the SLA, prior to signing the so-called addendum, which in itself also poses irregularities and in respect he has not even been questioned yet. The non-existence of the so-called SLA that was supposed to have been prepared at the time, was in fact never prepared. It did not exist. This was confirmed by former and now dismissed Assistant Director: Contracts, Ms Mgogoshe who informed me in person that she was not willing to prepare such an SLA as requested information was not forthcoming. Mgogoshe approached me in person during March 2018 at the Herald Cycle Tour, prior to the price giving. She was aware that I was suspended and shared this information, which was indeed the confirmation that the SLA never existed.

It is submitted that Mettler may have been deceived by the former and dismissed Director: SCM, Mantyontya, yet it was his responsibility as Acting Accounting Officer to ensure that he does not sign documents without having site of the alleged former SLA and/or the Bid Documents.

Therefore, irrespective whether Morrison would like to claim that a contract indeed existed between the municipality and Mohlaleng Media, that is his version, which is also refuted in that there were irregularities firstly with the Bid Specification document, which was in fact authored by Roland Williams and not Basil de Lange. This resulted therein that Williams was able to evaluate bids, whilst not having declared his relationship with Thabethe (2012), thus another irregularity over and above the manipulation of scoring to favor Mohlaleng Media. Further the Bid Proposal contained irregularities itself in that a certain mr Engelbrecht never worked for Mohlaleng, neither did he furnish his consent to have his profile utilized. Over and above that, obviously Morrison and Vermeulen are not able to dissect the financial statements that were submitted by Mohlaleng Media, which furnishes a dire financial situation, which would have disqualified, yet SCM staff request such financial statements without comprehending its content.

At the same time Mninki, Baron and the whistle blower confirmed that no SLA existed, yet Baron together with Olver convinces Mettler to sign a document, which has become a finding of “self- admitted implication”.

**CONCLUSION:** With regard to the letter from Morrison dated 20 October 2017 it is submitted that it was an orchestrated attempt to discredit me and reflect me as a rogue investigator who had a score to settle with the City Manager. This is further supported on the basis that Morrison had known Mettler from Drakenstein Municipality where the last mentioned was the Municipal Manager. This was only disclosed by Morrison after he was appointed and which has been referred to above. It is hardly normal that a forensic investigator with integrity would discuss another forensic investigators’ preliminary findings, communicate the implication and/or non-implication of individuals concerned and defame another forensic investigator with false and malicious slander as what Morrison has done.

Morrison addressed email to Chan dated 20 October 2017 at 02:43 PM

*“Herewith progress report for your kind attention.*

*As far as W/O Koen’s request is concerned Mr Wiehart undertook to deal with the SCCU requests directly with Col. Kitching. Might have slipped his mind”*

**Comment:** I had never undertaken to deal with the HAWKS as I was not at the office until 28 August 2017 and also kept myself out of same when Morrison asked me during my former suspension whether I would attend. I did not. At the same time I did not even knew what Kitching’s involvement was in the first place. The only person that ever contacted me was Warrant Officer who asked several times about the documents that were in the possession of Morrison and when his report would be furnished. Mettler even instructed Chan to cooperate with the HAWKS and furnish all information. Reality is, we did not have such information as Morrison refused to return the files that were handed to him.

Chan addressed email to Morrison at 16:34 quoted *verbatim*:

*“The attached is a progress work plan and does not deal with any findings. It was agreed that you should provide a progress report of findings by 27 October 2017 which is now due.*

*Wrt W/O Koen’s documents, please return directly to him as we were not privy to what these are”.*

**Comments:** Once again Morrison did not comply with the TOR, irrespective which one is referred to as both provide for fortnightly progress.

During a later consultation with Warrant Officer Koen he showed me which file was returned to him. This file was actually put together by me and furnished to the whistle blower to highlight services that were invoiced, yet were not rendered, which invoices reflected false information, whilst party political work was performed and furnish information from available timesheets which were fraudulent as in some cases certain individuals from Mohlaleng media were not involved at all. This file contained copies of all the original documents that were obtained from Budget & Treasury via Nolita Matiwane.

No other documents were furnished to the HAWKS which resulted in the direct impairment of the criminal investigation.

On 23 October 2017 I attended the book launch of Dr Crispian Olver “How to steal a City”. During the launch I first noticed the DA Chief Whip who could hardly look me in the eyes and tried to even look towards my side as I was greeting other guests. I walked up to Senekal (the one that admitted that he knew more but could not talk). We used to get along very well for years, and still had meetings with him and Chan regarding the non-

performance of Gwija and the rescinding of the incorrectly constituted disciplinary board in conformance with the regulations by the Minister of Finance (sec 174 of the MFMA). I confronted Senekal and uttered ***“kan jy my nog eintlik in die gesig kyk”*** to which he merely turned his head away with a miserable gesture. I informed Chan of this immediately as she was seated next to me.

After the launch I walked around in the entrance foyer and noted Mettler standing between other attendants. I casually approached him, extended my hand towards him and said ***“Are you well Mr Mettler”***. The expression on his face said it all and at the same time even started to stutter, whilst he could not look me in my eyes.

As I returned to the book signing I saw Wayne Grey seated close to the table where Olver signed attendants books. I confronted him and uttered ***“Thank you for persecuting me in the way you did and shook his hand”***. Whilst he already appeared to have been under the influence and holding a glass of wine, he mumbled ***“yeah but you were found guilty”***. Little did he know that I had already sourced evidence of the cost of this persecution and that it was everything but normal to simply persecute a man on false and malicious charges, with the explicit knowledge and consent of Mettler at a cost of close to ***R 600 k*** to the rate payer.

On my way out of the venue, mettle was standing with another person and as I left I approached him again, extended my hand to greet him and said to him ***“I must come and see you sometime Mr. Mettler”***. Again he could not look me in my eyes, stuttered and said ***“Ja ok ja whatever”***

I read the book the same evening, which in my view is based on theft of confidential and intellectual property, which belonged to the municipality, with specific reference to evidence that I had obtained from the email archive. Thus from this book even, it was never a secret that I had access to such information, which resulted various matters being dealt with. Regrettably, much was made of this insider of the ANC and his account of looting in the City. He claimed that he himself did wrong, yet he never disclosed information in his book how he himself orchestrated some of the looting, especially from non-existent contracts such as Mohlaleng Media and others. He never disclosed his involvement in the appointment of two politicians in Danny Jordaan’s office, whilst these were paid against a non-existent SLA, etc.

Frankly, the book said hardly a paragraph about Mohlaleng, which suggested two reasons for writing the book, namely to discredit another faction of the ANC and to cover his own tracks.

Whatsapp text to Crispian Olver, quoted *verbatim*:

***“Would like to have seen more about Mohlaleng Media, which was indeed used to finance politics, manifesto launch, no contract in place, Mbuso Thabethe who runs 17 shell companies and suspecting huge money laundering, etc. The contract was for three years to the value of R 21 million. Pascoe and other never worked for Mohlaleng. The last mentioned***

20 Oct 2017

<p>20 Oct 2017</p>	<p><i>was also used to canvass a smear campaign against Athol Trollip between Thabethe, troon, Knight Mali and Reza Ebrahim. But the investigation report will expose this hopefully too. I wish you well Crispian and God Bless you even if you still have reservation of His existence”</i></p> <p><u>Whilst Olver responded to all my other texts to him prior to this text, he merely read it but did not respond. It did not surprise me as he himself is implicated in the Mohlaleng Media investigation.</u></p> <p>Morrison addressed email to Chan and copied De Villiers and Vermeulen at 06:05, quoting only relevant extracts verbatim:</p> <p><i>“You will note that in my letter to you dated 20 October 2017 I proposed the 3<sup>rd</sup> November 2017. I received no reply but was informed by Mr De Villiers that you and Werner had spoken to him. I assumed that you would be comfortable with an extra week, which appears not to be the case”.</i></p> <p><b>Comment:</b> As previously referred to I had no longer contact with Morrison attributed to his conduct since 4 October 2017 and even more so his letter dated 20 October 2017. I had no discussions with De Villiers and Chan and thus divorced myself from the matter until the draft report was issued. As can be seen, Morrison often assumes or derives, but never states anything of actual value.</p>	
<p>23 Oct 2017</p>	<p>It is concluded therefrom once again that Morrison does not only assume, but in actual fact is dishonest continuously. He suggests interference in his conducting forensic work independently, yet refused from the day of his appointment to comply with the TOR, irrespective which one he had received from Chan, regarding his fortnightly reporting obligations. This was not complied with from the date of his appointment with specific emphasis on reporting on preliminary facts and findings in order for Chan to be informed as the project manager and at the same time hampered her in managing the forensic assignment from the outset. This is ordinary practice of managing out-sourced forensic practitioners and there is absolutely nothing untoward.</p> <p>Morrison’s attitude clearly changed to one of hostility as he was reminded of the absence of a duly signed SLA prior to Mettler signing an addendum, without having had sight of any document informing such action, which for obvious reasons is gross negligent and which results in further irregular expenditure. Mettler did this with the full knowledge and even admitted that he had not seen the alleged prior SLA that informed him signing the addendum and subsequent appointment of two politicians that had in fact never worked for Mohlaleng Media in the first place. It is further submitted that there are serious irregularities with regard to the dates of specific documents inter alia the different dates on the SLA (referred to as an addendum) and furthermore the “Power of Attorney”, which is dated 10 March 2016 empowering Pascoe to sign a SLA on behalf of Mohlaleng Media, yet Pascoe had already signed the SLA dated 11 February 2016, whilst he had firstly no authority to sign such, and secondly has never worked for Mohlaleng Media. He and another were merely appointed as</p>	

political appointments on instruction of Olver and Mettler simply did as he was instructed by Olver, without considering his own position as Acting Accounting Officer at the time.

This was raised with Morrison during a speaker phone consultation with Chan, and it was since then that I and even Chan had been under continuous attack by a consultant, who was recommended by me and appointed by Chan, however at that time we were not aware of his prior relationship with Mettler as he had disclosed this to me only afterwards.

On 31 October I addressed a email to Adelbert and copied Chan into same as at 09:50 PM, relevant points quoted verbatim:

*"Our telephonic conversation dated Monday, 30 October 2017 (after hours) has reference.*

....  
....  
....  
....  
....

*With regard to the Mohlaleng media matter, I have decided to divorce myself from the investigative process as lately a number of unfounded and malicious allegations were made against me by Morrison, whose agenda and subsequent conduct is questionable. You may obtain more information regarding his so-called averments from Mrs. B Chan directly.*

*I may consider reviewing his report when it is one day issued in lieu of my own former involvement of a mere 6 weeks, however the less I am involved with this matter the better, particularly since I recommended the appointment of Morrison, however his non-performance and reluctance to be progress managed by IA has caused considerable disappointment and regret.*

*Hereto find the former drafted TOR, which I compiled during April 2017, whilst on so-called special leave.*

*With regard to the progress or rather lack thereof, I suggest that you conduct your enquiries directly with Mrs. B Chan or with Morrison, however his reliability and honesty is questioned by me, subsequently a breakdown in trust"*

25 Oct 2017  
15:11

**Comment: The above speaks for itself regarding Morrison's non-performance, non-compliance with the progress reporting obligations, and his lack of integrity which resulted in the subsequent breakdown of the trust relationship.**

**In addition Adelbert was furnished with the original TOR that I had drafted for Chan during April 2017, which is considerably different to what she had drafted, yet Morrison had made serious and malicious statements in his letter dated 20 October 2017, which clearly**

30 Oct 2017  
06:05

**communicated some or other interference on my part, whilst this not the case. It further stated that I had some or other rogue intention of investigating a so-called common denominator involved in three separate cases as per the TOR, whilst I only drafted the TOR in respect of Mohlaleng. His statements are not only blatantly false, deceiving and malicious. These statements constitute prima facie evidence of misrepresentation, hence fraudulent conduct, yet in collusion with in all probability the City Manager.**

On 6 November 2017 at 03:19 PM, Morrison sent his "Preliminary Report" to Chan and De Villiers. It is to be noted that it was not a Draft Report (which is one to be issued subject to review by Internal Audit and prior to a Final Report). This again renders serious non-compliance with the TOR as he was requested to furnish an agreed to report and that within (12) weeks, which did not happen.

**Comment:** This report was reviewed by me on instruction of Chan as for obvious reasons I had first-hand knowledge of the matter, where after Morrison's report and my review was subjected to a "partnership and peer review" by Chan as is ordinary audit practice.

Once again, Morrison made me specifically a topic of discussion in respect of my views that were communicated to him during two separate meetings dated 31 May 2017 and briefly during July 2017. Once again the report contains false and malicious allegations against me and incorrect findings, which have all been addressed in the comprehensive review notes, which are attached and which are not addressed in this summary.

I had concluded my review of the report on 7 November 2017 and forwarded same under the cover of an email to Chan as at 12:20 of which relevant extracts are quoted verbatim:

*"Firstly, I take serious exception to the fact that continued reference is made to me and so-called allegations that I would have made, with specific reference to the CM. Such averments are false and malicious, period.*

*Secondly, whatever averments I may have made are also not documented and thus treated as blatant lies and deceit by Morrison, whose appointment I now seek to have terminated without reservation.*

*Not once has he formally consulted with me, except for me handing over records (files) that I had received from you after I was persecuted by the employer.*

....

*Again, Morrison states that I seized Ritter-Erasmus's computer and worked directly therefrom, which you know very well not to be correct as the computer was mirror imaged and related to the lease agreement with Mohlaleng and not in relation to this investigation at all. Therefore once*

*again, Morrison makes false, malicious and misleading averments that he never checked with you at all, neither with me.*

*The CM did not disclose certain information to me during my investigative endeavors, neither did the Executive mayor or Adelbert. I had to find the main source via Michael Kimberly, who had more knowledge about what was going on in this matter than me as investigator. I find the non furnishing of information by the previous referred to individuals as questionable. At the same time I questioned the CM as he was at liberty to answer any questions to furnish clarity, yet he did not.*

*This report in its current format is not worth the paper that it is drafted on, is drafted in a specific way to protect certain role players and discredit me as some kind of evil investigator, which clearly shows that Morrison has been compromised and influenced.*

**31 Oct 2017**

*....*

*Morrison's appointment be terminated IMMEDIATELY as he has been compromised and the trust relationship with specific reference to his conduct, his references to me, and the failure to comply with the TOR.*

*Secondly, considering that I am made out the "rogue" in this matter, whilst not under investigation, that I no longer be belabored with this investigation.*

*Thirdly, that Morrison not be paid for the services rendered in that he failed to comply with the TOR and the fact that he is dishonest in all regard and further makes references with regard to myself and specifically with regard to the direct handling of Ritter-Erasmus's computer, whilst same was indeed imaged and you know this very well, hence having contacted EY. You were not requested to mirror image the computer, neither were you requested to assist in any portion of the investigation, whilst I was out of office for a period of almost 9 months.*

*Should Morrison's appointment not be terminated with immediate effect, than I divorce myself from the entire investigation, which you may explain to the respective role players concerned. The conduct by Morrison and his failure to consult and report on preliminary findings, progress, etc is a clear indication that he has been compromised as his violent attacks towards me are not normal, neither is it normal that one blatantly does not comply with the TOR and even suggests that this matter be removed from IA.*

At 12:56 PM that same day I addressed a second email to Chan of which relevant extracts are quoted *verbatim*:

*"....*

*I questioned this with you previously, however without reasobale response, I prepared the TOR for this investigation for you during April 2017. From then to now, Morriossn was not managed and numerous comments were made by him that he was appointed by BBV and thus answers to BBV only.*

<p><b>6 Nov 2017</b></p>	<p><i>This was addressed by BBV and instruction was furnished that Morrison reports directly to you. Again he failed to do so. Why?</i></p> <p><i>I had one single meeting with Morrison and Vermeulen at the offices of BBV during which I had to hand over files in content of evidence that I collected over a brief period prior to my departure dated 20 December 2016. Since than, I was not allowed to report to my own office, was not allowed to manage consultants (which now all makes sense), hence the aggressive drive to have me dismissed.</i></p> <p><i>Why however did you not manage him in my absence, yet now it is expected of me to review a report which almost references me as a rogue investigator who has a score to settle.</i></p> <p><i>I am deeply disappointed in respect of Morrison who I recommended for this investigation, but also with IA management who has merely allowed this conduct of Morrison of not complying with the TOR, which is specific. My TOR was changed without my input, whilst I never alluded to the fact that any legal work is required to perform this investigation. He suggests that the mere acceptance of the bid would appear to conclude a valid contract, whilst you know all too well that any tender without SLA in place is deemed ‘irregular expenditure’.</i></p> <p><i>It is evident from the manner in which the report was drafted that I am the Enemy, whilst merely having done a preliminary investigation prior to my departure. I made it very clear to Morrison that the CM would have to furnish an affidavit in content of full disclosure regarding his own involvement, which must also cover aspects that were not previously disclosed to me.</i></p> <p><i>It is very clear that it is no longer Mohlaleng payments which are being investigated, neither is any reference made to the fact that Williams already had a prior relationship with Mbuso Thabethe during 2011 for which I have evidence plus more, but which I will now simply no longer disclose as I question the agenda behind this report and Morrison’s conduct in totality.</i></p> <p><i>He does not refer to the fact that only William’s scoring actually resulted in the award to Mohlaleng!”</i></p>	
<p><b>7 Nov 2017</b></p>	<p>My whatsapp text to Adelbert quoted verbatim:  <i>“Hi Kristoff. Not sure whether you got hold of Bonnie Chan otherwise I will send you the report myself. Just take some calming tablets first as it will raise your blood pressure. I am very disappointed but on the other hand it also shows that I was not wrong eiter. Irrespective, I will send my review notes with it. Good night”</i></p> <p>Whatsapp response from Adelbert quoted verbatim:  <i>“I didn’t get hold of Bonnie. Please send to me.</i></p> <p>My whatsapp text to Adelbert quoted verbatim:</p>	

*"I will do so tomorrow morning first thing. I do not have the report with me. Let's consult after this. I asked the same questions regarding why Morrison was not managed. I know she tried but he simply refused, hence having consulted you and Mayor expecting that you will instruct Internal Audit to back off. Reality is that he did not perform. Simple as that. She has all correspondence to show that he turned rogue. There is a reason for his conduct but frankly I just want to see performance. I recommended that his appointment be terminated as he did not comply with the TOR notwithstanding that we simply no longer trust him. Good night again"*

Sent email to Adelbert in content of the report by Morrison, whilst undertaking to send the review notes (which I now worked on) to add screenshots of evidence against Morrison emanating from email archive searches. The email is not discussed here further as it communicates everything that I had communicated to Chan and Adelbert previously.

*Email to both Adelbert and Chan, quoted verbatim:*

*"Hereto please find the review queries for the report, which in my view is not worth the paper that its written on and secondly slaps into my face as a forensic practitioner in the industry. I will not merely accept this from Morrison as it is evident that there is a clear agenda, which I have a strong suspicion where it comes from.*

*In lieu of the last mentioned I will refer the matter to my attorney, which will advice on the appropriate actions against Morrison and others.*

*I recommend that the mandate be terminated with immediate effect and that payment be withheld"*

*I forwarded both the report of Morrison and my review queries at the time to Adelbert via whatsapp text attachment.*

Sent whatsapp text to Adelbert after he telephoned me whilst in my vehicle on route to my residence (corner of Builders Express, Main Road Walmer), quoted verbatim:

*"Hi Kristoff. Not sure why call went off. Was driving. Anyway, on face value it looks like a report until you read it. It's a document by an advocate who clearly has the agenda to kill the investigation. Believe me when I tell you. I am also not speculating. Frankly between you and me I no longer have any interest in Mohlaleng as it has caused me serious prejudice. Political cases always do. I did what I could in a mere 6 weeks and that is my contribution. For what its worth, I am finished completely with this investigation and suggest that somebody else be appointed as it may appear that I am biased. However I am not. Tomorrow I am submitting a transfer out of IA as after 7 years one evaluates your life and gets to the point where most South Africans are. You can therefore discuss this matter directly with Bonnie Chan".*

Whatsapp response from Adelbert, quoted verbatim:

*"Half of it is a collection of acts and policies. Lame"*

Whatsapp text to Adelbert, quoted verbatim:

*"It does not take an expert to see that. His legislative knowledge is pathetic, hence look at my review and let me know whether you agree"*

*"The first 56 pages say nothing"*

Whatsapp text to Adelbert, quoted verbatim:

*"The rest not worth looking at. Spoke to Nico de Villiers of BBV who claimed that Morrison found Roland Williams as a very likable person. He gets along with everybody who are implicated in one way or another. Chippie Olver was consulted telephonically. Sorry that's not how one works. He was sent from Luthuli house as a politician and ran the City, period"*

7 Nov 2017

Email to Adelbert, quoted verbatim:

*"Hereto please find the original TOR, which Bonnie requested me to draft, whilst being on special leave. You will note that I did not refer to a so called legal opinion by the consultant as a proper forensic investigation based on facts and findings would not require such, specially not by the same person who conducts the investigation"*

Email from Mettler to Chan "Kindly provide my Office and that of the Executive Mayor with a copy of the aforementioned"

**Comment: Whilst the request to investigate during September 2016 came from the Mayor via Mettler, it is submitted that a forensic report can never be submitted to him as he himself is implicated in the investigation as was communicated to Morrison on 31 May 2017, yet he chose to make me a rogue investigator as compared to addressing the TOR that he was furnished with by Chan at the time.**

Email from Chan to Mettler:

*"I am currently reviewing the draft report received from Adv Morrison. The report in its current state has a number of serious inaccuracies and unverified information and averments, shows vague findings and is far from complete in compliance with the said TOR.*

*You indicated in your office last week that you advised the Office of the Executive Mayor that both you and the EM will not get involved in the management of this investigation as I am mandated to performance manage the matter.*

*I am not satisfied with Adv Morrison's performance to date, his lack of accountability to me and am terminating his contract"*

Whatsapp text to Adelbert, quoted verbatim:

*"Dear Kristoff. I believe that you spoke to Bonnie today regarding Mohlaleng. Ironic how the enemy works but I will not be deterred. First I was councelled on 10 November 2016. Then I receive a pre suspension notice, after that I get sent on special leave, then I got persecuted with false charges, then my boss becomes a subject of persecution to such extend*

<p><b>8 Nov 2017</b> 21:30</p>	<p><i>that the attorneys wished to discredit Chan whose integrity has no price and the municipality failed to get me dismissed, Then the investigator becomes compromised in that he refused to report to Chan on the audit but instead even sent his timesheets and invoices to the Office of the CM for which I have evidence and then issues the worst report that I have ever seen in a seeming collusive manner and now Chan is requested to furnish this pathetic report to the CM, whilst nothing was done at all. What is this municipality wanting to achieve? I am very willing to leave if the employer wants me out, however it will entail negotiations through my Attorney and Advocate. Gwija's case was only started in July and there is no progress, whilst I appeared on false and malicious charges whilst on sick leave. Morrison did nothing as can be seen from the following, whilst the report was due 12 weeks later, then mid October, then 20 October, then 27 October and eventually a rubbish draft on 7 November 2017. One would have thought that my work was valued but I was wrong"</i></p> <p><b>Comment: Together with the above text I sent Adelbert evidence of the persecution that was led against me by Grey Moodliar Attorneys on instruction of Mettler and the planned approach to discredit Chan to get me dismissed. Together with that I also sent him digital images which related to the non-performance of Morrison.</b></p>	
<p><b>8 Nov 2017</b> 21:34</p>		
<p><b>8 Nov 2017</b> 21:41</p>	<p>Mettler however sent Chan a reminder which clearly shows how adamant he actually was regarding this report versus any other assignments that he never treated with such interest:</p> <p><i>"I refer you to my correspondence dated 7 September 2016, copy enclosed. As the initiator of the investigation you are hereby instructed to provide a copy of the draft report as it stands"</i></p> <p><b>Comment: Whilst Mettler may have requested such an investigation as per the instruction of Trollip, his own implication in the investigation, which Morrison refused to address (clearly in collusion), it is submitted that he unduly pressured Chan to release the report and this whilst the INDEPENDENCE OF INTERNAL AUDIT WAS NOW IMPAIRED.</b></p>	
<p><b>9 Nov 2017</b> 09:59</p>	<p>Chan responded again to Mettler and copied Adelbert, Tika Shabudien and the Audit Committee Chairperson, Greg Bilson into the mail, which is attached as per reference (3) annexure, which clearly communicates the undue duress exerted upon her to release a report that Mettler was simply not entitled to receive. Such a report MUST be referred to the Council.</p>	
<p><b>9 Nov 2017</b> 15:03</p>	<p>Whatsapp text to Adelbert, quodaed verbatim"</p> <p><i>"Dear Kristoff. I am meeting Warrant Officer and Adv De Klerk of the NPA to formulate a summons for Morrison to return all documents. Most can be reconstructed but the political prints that I had obtained as evidence might</i></p>	

	<p><i>not be available. I am also consulting my Adv next week Tuesday as I am taking civil action against Morrison”</i></p>	
<p><b>9 Nov 2017</b> 15:31</p>	<p>Whatsapp text to Adelbert, quoted verbatim:  <i>“Good Afternoon Kristoff. I noted somewhat of a sympathy towards bonnie and her lack of support in her Directorate. It would be a worthwhile gesture if the EM and you actually visited the Directorate, furnish moral and political support and actually do something about capacity issues and address incompetence and non-performance. We fall under CM but clearly he does not have a clue of what is going on in IA, neither is there commitment to address financial impropriety. Regarding litigation against Morrison, it will be discussed with my attorney and advocate on Tuesday morning. No normal investigator would write a report in such pathetic and biased manner, whilst it is clear that he was influenced to do so”.</i></p>	
<p><b>9 Nov 2017</b></p>		
<p><b>9 Nov 2017</b> 17:24</p>	<p>Whatsapp response from Adelbert, quoted verbatim:  <i>“Sorted. It’ll happen this week”</i></p> <p>Whatsapp to Adelbert, quoted verbatim:  <i>“Thank you”</i></p>	
	<p>Whatsapp response from Adelbert, quoted verbatim:  <i>“As for Morrison, my concern for you is that he may use the litigation as a way to try justify his position. He’ll spin it into something it is’nt”</i></p> <p><i>“But, of course, it’s totally up to you”</i></p>	
	<p>Whatsapp response to Adelbert, quoted verbatim:  <i>“I know my trade Kristoff”</i></p>	
<p><b>9 Nov 2017</b> 17:25</p>	<p>Whatsapp response from Adelbert, quoted verbatim:  <i>“Cool. Just looking out for you”</i></p>	
<p><b>9 Nov 2017</b> 17:26</p>	<p><b>Comment: From the above response it is evident that Adelbert knew something that I has suspected, namely that the investigation was never to have been conducted to reveal the actual involvement of numerous individuals, including Mettler who himself furnished responses in writing and according to Trollip, Mettler “was under political pressure at the time”. It was again during that instant that I suspected undue influence in respect of the investigation that was to have been conducted in terms of the TOR, and my trust in Adelbert became questionable, especially since I asked on numerous instances as to why I was not allowed to perform the investigation myself, as compared to out sourcing the investigation at enormous cost, whilst I get paid for it. Adelbert never responded to this question, except that he said “Werner I know it was the first investigation that the Mayor requested and that you wanted to prove yourself”. It is submitted that Adelbert never had any intention to look out for me! He was informed of preliminary facts and findings, which were communicated to him in the form of blind copied questions and responses, which he indeed</b></p>	
<p><b>9 Nov 2017</b> 17:29</p>		
<p><b>10 Nov 2017</b> 10:29</p>		

<p>10 Nov 2017 09:43</p>	<p>discussed with Trollip, hence the persecution at the time, bearing in mind the disclosure by Morrison telephonically</p> <ol style="list-style-type: none"> <li>1. "CM was instructed to get rude of me",</li> <li>2. hence the comment by John Best "Wiehart is a political target",</li> <li>3. hence, "we are considering options" as I sought a meeting with Trollip, which simply never happened.</li> <li>4. hence the comment to Chan by Trollip "he consulted the attorneys personally as he has a vested interest in my case",</li> <li>5. hence the statement by Trollip "yes but he was under political pressure"</li> <li>6. hence the direct attack on me as former investigator, who recommended Morrison via BBV to Chan.</li> </ol>	
<p>12 Nov 2017 08:05</p>	<ol style="list-style-type: none"> <li>7. Hence the telephonic statement by Morrison "he consulted Mettler who stated that he has no personal issues with Werner, yet he investigates to aggressive"</li> <li>8. Hence the fact that Morrion disclosed telephonically that he had a prior relationship with Mettler, having performed work at the Drakenstein Municipality and that Mettler would have been my boss in that I furnished Morrison my CV for employment.</li> </ol> <p>Forwarded the Mohlaleng Audit Review Letter addressed to Morrison, via whatsapp to Adelbert.</p>	
<p>13 Nov 2017 13:04</p>	<p><i>"Hi Kristoff. This was sent to you and EM. I decided to send to you via text as you may not have access to mail"</i></p> <p><b>Chan addressed the comprehensive review queries to Nico de Villiers (BBV) and Morrison, which is self-explanatory and attached.</b></p> <p>Whatsapp response, quoted verbatim: <i>"I've seen it, thank you"</i></p> <p><i>"Scathing accurate"</i></p> <p><i>"Have sent same to Mayor via WhatsApp"</i></p> <p>Whatsapp text to Adelbert, quoted verbatim: <i>"This investigation has now been impaired for more than 14 months and now needs to be redone. I suggest a meeting with the EM and you to consider preliminary findings from 14 months ago, zoom in on these and take it from there. The matter should be reported to SAPS so that they can start their work ASAP. I have something else to discuss with you that relates to the Motion to have Suspensions uplifted. Lets chat when you are back. Enjoy CT"</i></p>	

	<p>Whatsapp response from Adelbert, quoted verbatim:  <i>"Hi Werner, The Mayor's review of the draft report by Morrison is equally scathing. We discussed the report in detail yesterday before I flew and he has communicated his dissatisfaction to the CM. I'm not sure a visit to IA will be possible this week, so perhasps we'll do so early next week, at which time we can discuss the Mohlaleng matter, Chat when I'm back"</i></p>	
<p><b>14 Nov 2017</b> 14:27</p>	<p>Letter from Trollip to Mettler dated 24 November 2017 titled RE: <u>THE DRAFT REPORT BY ADVOCATES B. MORRISON AND VERMEULEN IN TERMS OF THE MOHLALENG AND HARMOCEPT INVESTIGATIONS</u></p> <p>Quoted verbatim:</p> <p><i>"I cannot believe the document given to me as a draft report can be classified as such.</i></p> <p><i>When I met with the above said Advocates, they spent much time regaling me with their respective careers in the forensic field. I am not sure what the budget allocation is for this investigation, but if this is a precursor of what we can expect in the form of a final report, I wish to advise that we do not spend another cent until the Service Provider is appraised of my concerns or until we have procured a Service Provider who will meet the objectives of conducting a proper forensic investigation into this matter.</i></p> <p><i>The book recently published by Dr Crispian Olver confirms many of my suspicions and second hand evidence that has been presented to me, yet this draft report doesn't even venture to the irregularities that I wanted investigated.</i></p>	
<p><b>15 Nov 2017</b> 14:58</p>	<p><i>The said Service Provider's draft report is voluminous only in quoting legislation, regulations and procedures and very little else. It also seems that there are more outstanding matters and interviews than what has been done to date. I am not prepared to have this investigation conducted on a never basis and progress to date in this matter shows all the hallmarks of an interminable investigation that will not venture anywhere near the issues that I actually want investigated.</i></p> <p><i>I raised my concerns about this contract shortly after taking office and it is now almost a year later with only this to show for all this time. It is simply unacceptable.</i></p>	
<p><b>15 Nov 2017</b> 17:12</p>	<p><i>We made a promise to stop corruption and now it seems that we are "pussy footing" around this matter.</i></p> <p><i>I have now also had the benefit of reading Ms Bonnie Chan's "review" of this report and though I find her to hold many similar sentiments that I hold. I also find though that she is overly parochial in regard to the report which is also not acceptable when objectivity and only objectivity is required. She should be reminded that this investigation was in fact requested by me through your office, it is not her investigation.</i></p>	
<p><b>19 Nov 2017</b> 15:44</p>		

<p>19 Nov 2017 15:44</p>	<p><i>Unless you can satisfy yourself and myself that the Service Provider is competent and committed to providing a much more comprehensive and professional service, I want you to terminate their services and seek recovery of any fruitless expenditure to date”</i></p>	
<p>19 Nov 2017 15:44</p>	<p><b>Comment:</b> I wish to state that not once has Trollip communicated as to what he wants investigated. Frankly, that is also not the way an independent forensic investigator operates in having it prescribed as it categorically impairs the independence of the legislated internal audit function. The standard practice entails to determine your scope, objectives and audit methodology supported with the respective legislative frameworks. The outcomes are not for the purpose of political benefit to any party, but for the municipality and the administration in totality.</p>	
<p>15 Nov 2017 16:13</p>	<p>The reference to Olver’s book is laughable in that the very Olver is implicated in the Mohlaleng Media matter, whilst saying nothing about it in his book. This what did the Mayor expect? What is of concern is the fact that he claims that it was promised that corruption be addressed, yet he is the very person that was aware of the fact that Mettler signed documents under alleged “political pressure”, specifically with reference to Mohlaleng Media, yet has me persecuted in order to protect Mettler.</p>	
<p>19 Nov 2017 16:13</p>	<p>Trollip states that it is him who requested the investigation. There is no problem with requesting such an investigation as was done at the time in August / September 2016. The investigation was originally conducted internally until Trollip got to know about the implication of Mettler, hence having told me “<i>sorry for what you have been through. Who do you think is behind it?</i>” When stating Mettler was one of them and citing the irregular signed addendum to a contract that did not exist, Trollip still said “<i>yes but Mettler was under political pressure</i>”. Therefore, Trollip was always aware of this and that is the reason why he wanted certain issues investigated, which are primarily of political benefit.</p>	
<p>19 Nov 2017 16:14</p>	<p>He states that Mettler must convince him of Morrison’s professionalism and competence, yet this is the very person that Mettler knew from when he worked in Drakenstein Municipality.</p>	
<p>19 Nov 2017 16:16</p>	<p>In conclusion it is once again questionable how Trollip can even communicate with Mettler on this matter, unless he was obviously from the beginning not interested in the implication of Mettler as is evident. Obviously not! It was the very Trollip who informed Chan that he had a versted interest in my case! Namely having me dismissed and destroy a career of 30 years in order to protect Mettler.</p>	
	<p>Whatsapp text to Adelbert, quoted verbatim:  <i>“Good morning. Bonnie informed me of Morrison’s response yesterday evening, which is one of sheer disrespect and arrogance. There is no doubt that this matter was dealt with collusively and corruptly and there is no doubt that this investigation formed the basis for my malicious persecution. Kristoff, In view of the fact that there was interference I suggest that the</i></p>	

	<p><i>politicians and CM indicate what you guys actually want exposed. I was very surprised last night when you were surprised that I was doing the City of Champions investigation. Why is that? I want straight answers for once and for all. You guys have been around for 15 months but I have seen no support for the IA and forensic function. Continuously matters get referred to us, yet the leadership knows very well that there is no capacity and even less competence, yet Bonnie Chan must furnish reports whilst cases are outsourced. There is a huge difference between outsourcing and co-sourcing. Bonnie must produce whilst you guys are aware that she has been through hell in the past two weeks, namely trauma because of the break-in in her house whilst in it, booked off due to this turmoil, but she cannot even rest during such times. I asked that you and the EM visit IA and get an understanding of what is going on here. Reality is that you guys know very well but there is no support. You guys want to be seen to take action and fire people yet these reports do not furnish evidence of such. I want to know what you are going to do regarding Morrison because I no longer want any business with that investigation. The DA promised to address fraud and corruption, yet I informed you personally that there is no capacity and that the AD is a mere impairment. He is still here and remains there with no direction. When is this going to change Kristoff. Perhaps you note that I am straight forward and probably gatvol too, yet with reason”</i></p> <p><b>Comment: Adelbert never responded to the above text, which intended to communicate the frustrations encountered with the political leadership simply not addressing anything in respect of the IA and forensic function, neither take resolution on the non-performance of Morrison.</b></p> <p>Whatsapp text to Adelbert, quoted verbatim: <i>“Left envelope with PWC report for you at Mayors office”</i></p> <p><b>21 Nov 2017</b> 15:18</p> <p>Whatsapp text from Adelbert, quoted verbatim: <i>“Can I get a dated version of that report”</i></p> <p><b>21 Nov 2017</b> 15:20</p> <p><b>21 Nov 2017</b></p> <p><b>21 Nov 2017</b> 16:32</p> <p>16:32</p> <p>16:32</p> <p><b>21 Nov 2017</b> 17:59</p> <p><b>Comment: This related to the report submitted on 8 June 2015 to Crispian olver for Pravin Gordhan and Danny Jordaan, which was drafted by me and resulted in several suspensions in which Olver appointed Grey Moodlar Attorneys to prosecute implicated officials. It also communicated the lack of sec 79 delegations in terms of the MFMA since April 2011, which resulted therein that the municipality was never able to report criminal charges against implicated officials as was tested in the gantries case against Roland Williams, former Director: Communications.</b></p> <p>Whatsapp text to Adelbert, quoted verbatim: <i>“Sent you mail this afternoon. Please discuss with Mayor and revert back. Kristoff, Bonnie is in a bad space right now as she gets no support. I am suggesting that the appointment of the newly appointed Old Audit Committee be rescinded. They are useless, cost us a serious fortune and simply exploit the municipality. Just another useless bunch of no goods. As you note I am also GATVOL and if things do not change quickly for the better, I am</i></p>	
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21 Nov 2017  
22:25

27 Nov 2017

*considering to leave. The HAWKS phoned today for the evidence I gave Morrison. They are now serious and said they will subpoena the CM to appear in court to hand over all documents or furnish an explanation why documents cannot be furnished immediately. 15 months was wasted Kristoff and they are no longer taking and nonsense. And I agree. It was always supposed to have been a tandem investigation but Morrison impaired the HAWKS and NPA. I just for once wish that the municipality realized what competence and experience it avails over instead of interfering in investigations and processes that people know nothing about. Frankly, between you and me, either I get support from now onwards or I am shipping out. Like I said, the municipality has only one qualified and experienced forensic practitioner and its time that such is valued and not persecuted in order to protect others. I am sure you can read between the lines. The Mayor mentioned in his letter to BBV second hand information. Let me tell you if I was granted the meeting I sought 1 year ago he would have seen factual evidence and not refer to it as second hand. I mean no disrespect Kristoff, but honestly IA looks now much worse than ever. I need people to do the work, meaning hard ass forensic experts and not useless municipal officials who run to the union when they are expected to work. I trust that you and the mayor will still visit IA as was undertaken. He has still got my commitment to assist him and I am writing this to you as you are the only one I can speak to. Please, ask him to change things for the better even if forensics preliminary falls under the MPAC CHAIR. Regards Werner”*

**Comment: Though it was undertaken to visit Internal Audit, this simply never happened, neither was any discussion held regarding the Mohlaleng investigation, which clearly indicated that there was no interest in the evidence.**

**Had a meeting at the office of Adelbert during which he stated that Mettler admitted to Trollip that he (Mettler) was under political pressure at the time, hence signing documents that he would ordinarily not have signed. Not only did Adelbert state this to me, but confirmed that same statement to Chan when he telephoned her in my presence.**

**During this meeting Adelbert asked me specifically whether I had made any copies of the documents that were furnished to Morrison. I responded with, No, we gave everything to Morrison. Adelbert’s response was simply “FUCK”. Yet, it entailed the kind of body language and expression of almost a kind of thankfulness that these documents were no longer available.**

**During this meeting Adelbert also disclosed to me that Mettler does not like him at all and that they had a very bad relationship in that Adelbert asked the wrong questions and is much younger than Mettler. He mentioned other issues too but these I cannot recall.**

**During the evening however at my residence I recalled that I had all documents scanned one hour before I handed them to Morrison on 31 May 2017. For this reason I contacted my operative who frequently furnishes information in respect of matters under investigation, who**

**confirmed that the scanned records were indeed available.**

Whatsapp text to Adlebert, quoted verbatim:

*“Hi Kristoff. After I spoke to you, I was fortunate to walk into Roelf Basson. That exposed Morrion even more as a liar and corrupt Advocat. Do I care? Yes, my integrity is all I have? Not at all. I will expose the truth. Anyway, all documents given to Morrison were scanned but it stays in my possession. You know the truth”*

Whatsapp text to Adelbert, quoted verbatim:

**“Hi Kristoff. I thought about what you said today that the CM admitted that he was under political pressure at the time. Why did the mayor not take action then?”**

Just to make sure that Adelbert did not think that I was bluffing regarding the scanned documents, I sent him 18 pages of evidence which related to Mettler and which were documents that were submitted by Mettler himself to Internal Audit. These documents resulted in me furnishing questions to Mettler and subsequent responses by him in stating that he had not seen the SLA that informed the addendum that he has signed. I referred Adelbert specifically to page 3 out of 18.

After Chan enquired as to whether we had the computers of Williams and Ritter-Erasmus mirror imaged, which I had to establish with Jacinda Thomas who furnished me the desired information, I conducted the necessary enquiries with EY as previously referred to. During 2015 we were engaged in numerous matters which entailed a number of mirror images, however the investigations were not conducted by Internal Audit, but by Grey Moodliar who prosecuted implicated officials in a number of matter inter alia IPTS for which I furnished 1000's of documents that I sourced from the email archive. The fact that I could not remember the existence of the mirror image at the time is because of the numerous investigations , which placed Chan and I almost daily at the offices of Grey Moodliar Attorneys and meetings with Olver. I could not even recall whether this mirror image was furnished to staff of Grey Moodliar in that we also moved offices during 2016 from Corner House to Starport, which in itself posed serious risk in that there were irregularities with the awarding of that tender too.

***“Whatsapp business card of Caleb from EY sent to Adelbert”***

Whatsapp text to Adelbert in support of the above business card, quoted verbatim:

*“Kristoff the above person is the forensic IT expert that mirror imaged both the computer of Ritter-Erasmus and Roland Williams. I spoke to him and he undertook to have the copy of the mirror furnished to Tommorrow. I rather play safe and say Friday. Spoke to Bonnie to who should have phoned you by now. Regards”*

Whatsapp text to Adelbert, quoted verbatim:

**“I have all information in scanned version on disk. Thus we have lost nothing”**

28 Nov 2017  
06:47

**Comment: Adelbert never responded in that he must clearly have been shocked that I was not bluffing. Yet, during several calls the same day Adelbert indicated to me that Morrison was fired and that he would not get paid for his services.**

**Comment: During telephonic consultation with Adelbert I raised my concern with him that Morrison made me out to be some kind of rogue investigator who was on a mission to pursue the CM and that I did not wish to be persecuted again on the basis of false and malicious statements by Morrison, which were clearly made to discredit me. Adelbert disclosed that Mettler had a meeting with Trollip in his presence and that Mettler enquired as to whether he should now have an investigation conducted into Internal Audit. According to Adelbert the Trollip's response in anger was "NO, ENOUGH IS ENOUGH"**

**Comment: The trust relationship between Adelbert and me dwindled day by day as I noted that there was absolutely no action from Trollip after I communicated my concerns and numerous texts and consultations between me and Adelbert. To the sensitive issues that I raised as to why I could not conduct the investigation and why the Mayor had not taken action against Mettler when he admitted having been under political pressure, we simply received no response. Also with regard to the meeting Chan and I sought regarding the Mohlaleng investigation, we got no response and as a consequence it just never took place.**

**Comment: Due to the above situation, I followed the progress on the Mohlaleng investigation via the email archive as I had suspected that the matter is politically influenced and the process manipulated. There were reasonable ground to suspect this and these grounds had existed since 13 December 2016, the subsequent malicious persecution that I had been subjected to with the full knowledge of Trollip for which he still stated "*Sorry for what you have been through. Who do you think is behind it*" and stating that Mettler "*was under political pressure*", which was confirmed twice more by Adelbert. All this over and above the fact that Morrison failed to comply with the TOR, disrespected the position of Chan to whom he was supposed to have reported factual findings and his subsequent attack on me with false and malicious statements, tantamount to Fraud.**

Whatsapp text to Adelbert, quoted verbatim:

*"Hi Kristoff. I learned late this afternoon that it was decided that BBV Attorneys conducts the Mohlaleng investigation. Thus, Morrison. We were instructed to stay out of it. That's ok with me, however I have reason to believe that the investigation will not be performed properly, yet that does not bother anybody. I suspect that this was a political decision and that it entails payments only. For obvious reasons that would once again entail an incomplete job. I informed Bonnie today that I seek a transfer elsewhere in January as I feel that my loyalty and integrity is undermined and that I am not prepared to operate under such circumstances. Frankly, it simply supports*

<p><b>28 Nov 2017</b> 10:03</p>	<p><i>my suspicions regarding me having been persecuted. I got along very well with you and believed in a mutual understanding of addressing corruption in the work place. Today's decision smacks into my face and as such into my passion of doing the right thing. Evidently people like Gwija are probably better placed than me as my value base differs from what may be expected. WW"</i></p>	
<p><b>29 Nov 2017</b> 12:39</p>	<p>Letter from Trollip to Mettler Re : Mohlaleng Investigation quoted verbatim:</p>	
	<p><i>"After having raised my concerns about the quality or lack thereof of Advocate Morrison &amp; Vermeulen's draft report in the above matter, I appreciate your arranging of a meeting with Advocate Richard Buchanan and Attorney Nico de Villiers.</i></p> <p><i>The meeting was fruitful in that we agreed that the report was totally inadequate and in parts simply wrong. We considered a redrafted Terms of Reference that would focus on exactly what it is I wish to have investigated and upon which ,atters I seek an opinion [probable Terms of Reference attached]. Please could you consider those probable Terms of Reference and sign off on them. I am happy that they cover all the concerns that I have about this contract.</i></p>	
<p><b>1 Dec 2017</b> 19:57</p>	<p><i>Please could you advise Internal Audit and Risk Assurance units that their role is simply to co-operate with the investigators and to provide all required documentation and any other information required including mirror imaging of computers and hard drives, etc. The same instruction must please be given to the Legal Services Directorate and they must be advised that they will be held responsible for any "lost" documents.</i></p> <p><i>It is simply unacceptable that important documents such as legal contracts, SLA's and addendums can go missing when there are investigations related to such matters.</i></p> <p><i>Please also correspond with Messrs. Brown, Braude and Vlok in regard to this latest agreement"</i></p> <p><i>Comment: Not only that Trollip has now interfered in the mandate of Internal Audit as per the NMBM Anti-Fraud &amp; Anti-Corruption Strategy and the Internal Audit Charter, he has also changed the terms of reference between himself and BBV Attorneys and forwarded these to Mettler to sign off on. The terms of reference does not address anything in relation to the SCM process that would provide for fact s and findings in respect of a flawed Bid Specification, Evaluation Process. It further negates that there are misrepresentations in the Mohaleng Media Proposal and with regard to contract management, etc. Trollip simply ignores this in totality in order to protect Mettler.</i></p> <p><i>What is ironic is that he makes reference to "documents such as legal contracts, SLA's and addendums can go missing", whilst it was already brought to the attention of Adelbert and Trollip during the single meeting that Mettler signed a addendum to an SLA that he had not seen (as in fact it had</i></p>	

<p><b>5 Dec 2017</b> 11:00</p>	<p>never existed). This was confirmed with the Director: Legal Services, Teboho Motasi and the former Assistant Director: Contracts, Nobuntu Mgogoshe (who confirmed that a SLA was never prepared as the supporting documents were not forthcoming).</p> <p>Adelbert telephoned me the same evening and wished to persuade me to stay and listened to my reasoning behind the persecution that I had to endure simply to achieve a far greater agenda. I informed him that I had documentary evidence of the cost that the municipality had incurred, whilst others that have been charged with fraud/corruption and gross insubordination were disciplined through internal resources. Why was my matter attributed to a blow-up due to frustration caused by the employer dealt through attorneys and advocate? Adelbert was not able to respond or he simply did not want to respond.</p> <p><i>Whatsapp images to Adelbert of a letter from Grey Moodliar obtained from the email archive via "key word searches" , which clearly stated that the intention was to have me dismissed and that Chan had to be discredited during cross examination in order to achieve my dismissal. This was done in a manner contrary to what Mettler's undertakings and counselling entailed dated 10 November 2016. The fact that Trollip claimed to Chan that he had a vested interest in my matter, simply confirmed this.</i></p> <p>Whatsapp text to Adelbert in response to his telephone call as per above: <i>"Thank you for listening"</i></p> <p>Whatsapp images of the cost of my persecution sent to Adelbert on his request as was discussed telephonically in that he did not believe me when I mentioned the monetary value of R 599,656.00. <i>"My case received another invoice as attached which brings the case to R 599656"</i></p> <p>Whatsapp response from Adelbert, quoted verbatim: <i>"Good Lord"</i></p>	
<p><b>5 Dec 2017</b> 18:37</p>	<p>Whatsapp response from Adelbert, quoted verbatim: <i>"Thanks for the invoices. That helps"</i></p> <p>Whatsapp text to Adelbert, quoted verbatim: <i>"How does an accounting officer explain such irregular, fruitless and wasteful expenditure. It should be recovered from him. I will disclose to AG next year as fruitless and wasteful to be recovered"</i></p>	
<p><b>5 Dec 2017</b> 20:23 <b>NB</b></p>	<p>Whatsapp response from Adelbert, quoted verbatim: <i>"Yes it's an absurd amount of money to pay for a written warning"</i></p>	
<p><b>6 Dec 2017</b> 07:55</p>	<p>Whatsapp text to Adelbert, quoted verbatim: <i>"And that on the basis of a malicious persecution after he already</i></p>	

	<p><b><i>counselled me</i></b></p> <p>Whatsapp text to Adelbert, quoted verbatim:  <b><i>“Obviously that was done between him and Olver as I was about to expose their operations in Mohlaleng. No problem, City of Champions is nothing different”</i></b></p> <p>6 Dec 2017  <b>Whatsapp response from Adelbert, quoted verbatim:</b>  <b><i>“You know how life works”</i></b></p> <p><b>Whatsapp response from Adelbert, quoted verbatim:</b>  <b><i>“Integrity is the fuel of longevity”</i></b></p> <p>Whatsapp text to Adelbert, quoted verbatim:  <b><i>“Well I am working directly with the HAWKS investigator on Mohlaleng. I believe that the TOR was changed by BBV and Buchanan. Does not surprise me”</i></b></p> <p><b>Whatsapp response from Adelbert, quoted verbatim:</b>  <b><i>“Just take a step back and see how it unfold”</i></b>  <b><i>“No, it hasn’t gone nearly as smoothly as most of us would have liked”</i></b></p> <p><b>Whatsapp response from Adelbert, quoted verbatim:</b>  <b><i>But ... some things are beyond our control and so aren’t worth getting stressed about”</i></b></p>	
<p>6 Dec 2017 17:56</p>	<p><b><i>“Let’s see how it goes. Believe me, if it’s another mess, it will be rejected”</i></b></p>	
<p>6 Dec 2017 17:59</p>	<p>Whatsapp text to Adelbert, quoted verbatim:  <b><i>“Kristoff no matter. The HAWKS asked me to assist them and so did the Advocate of the NPA”</i></b></p> <p><b>Whatsapp response from Adelbert, quoted verbatim:</b>  <b><i>“Are they proceeding?”</i></b></p>	
<p>6 Dec 2017 18:01</p> <p><b>NB</b></p>	<p>Whatsapp text to Adelbert, quoted verbatim:  <b><i>“It will look bad when the criminal confirms my findings versus those of Morrison or Buchanan. Yes, they are!”</i></b></p> <p>Whatsapp text to Adelbert, quoted verbatim:  <b><i>“They are very keen on the matter, specially Adv De Klerk”</i></b></p> <p>Whatsapp text to Adelbert, quoted verbatim:  <b><i>Are you aware that irregular, fruitless and wasteful expenditure is a criminal offence in terms of section 173 of the MFMA and must be reported to SAPS in terms of section 32 of the MFMA. The wheel of justice does turn, slow but it does”</i></b></p> <p><b>Comment: Whilst I disclosed that Mettler spent almost R 600 k on a persecution in order to get me dismissed, contrary to his counselling</b></p>	

**session dated 10 November 2016 and only achieve a written warning which has since expired, Adelbert did not comment. Why not? Because he was also aware why I was persecuted and the emphasis is that the R 600 k be recovered in that same is deemed fruitless and wasteful to the ratepayer.**

Having gotten know about the interference in the mandate of Internal Audit by Trollip I decided to monitor the email archive activities regarding the Mohlaleng investigation on a daily basis.

These resulted in me finding an email dated 16 January 2018 from BBV, quoted verbatim:

**Mail dated 11 January 2018 from BBV Attorneys**

*“We refer to the above matter and as per our previous correspondence again confirm having instructed Adv Bruce Morrison as per your instruction and in terms of the narrowed down terms of reference. The instructions were accompanied by an expression of concern in relation to timelines applied and the quality of work produced, to which Morrison has taken slight offence.*

*Be that as it may, Adv Morrison and Adv Vermeulen is insisting on consulting with myself and Adv Buchanan. This meeting has been scheduled for Thursday, the 18<sup>th</sup> of January 2017” (should read 2018)”*

**Comment:** The above mail revealed that Chan and I were lied to by Adelbert as he misrepresented that Morrison was fired from the job, yet this confirmed the opposite, whilst Morrison has simply not performed. He had originally quoted on a 12 week investigation period at R 452,150.00 excluding disbursements and the costs of BBV Attorneys. The total cost at that instant is approximately R 700,000.00. This is however based on a comprehensive TOR that Chan furnished of which two investigations were already returned, namely City of Champions and Harmocept.

The reality is that the 12 weeks had been exhausted even before I returned to office on 28 August 2017, the terms of reference has been narrowed down, yet at additional cost.

The TOR was drafted by Chan and agreed to and had to be managed by Internal Audit, yet Trollip interfered in the matter, consulted with his personal attorneys, BBV and had the terms reference changed without consulting Internal Audit. This is deemed a interference in Internal Audit’s independent mandate, whilst at the same time the Chief of Staff, Adelbert lied to Chan and me.

Email addressed to Chan dated 15 January 2018 at 09:54, quoted verbatim:

*“Please find the attached document which is self- explanatory.*  
***WE HAVE BEEN LIED TO!!!***

**14 Dec 2017**  
16:40

14 Dec 2017

*I am going to leave the office now as I no longer seek to work in this toxic, lying environment in formulation of my letter of resignation”*

Hence the following mail to Chan and Adelbert dated 17 January 2018 at 09:23, quoted verbatim:

*“It is formally placed on record that after numerous discussions it was confirmed by you that the services of Morrison would be terminated on the basis of non-performance and that the investigation be pursued by Adv Buchanan on instruction of BBV Attorneys.*

*I have now reliably learned that BBV Attorneys has since again instructed Morrison to commence with the investigation on the basis of a “narrowed down” TOR, which clearly has the ability to conceal important preliminary findings, which were made during infant stages of the investigation vide documented evidence and consultative process.*

*It is submitted that the Internal Audit function is a legislated independent function which has been impaired/ interfered with on numerous instances during this investigation, which may result in the reporting/ disclosure to the Office of the Auditor-General and the National Treasury for further investigation”*

Attended a consultation at Grey Moodliar with regard to the Mantyontya arbitration. As I arrived at the reception Wayne Grey wished to shake my hand and I told him that I do not associate with “persecutors”. I had my consultation with the assistant, Allison and on my way out walked into Wayne Grey’s office and confronted him. I made it clear to him that I was politically persecuted and that their firm did not even conduct an investigation and verification of information, prior to charging.

He merely responded:

***“We prosecute anybody that we are told to prosecute”***

I confronted him further as he put his feet on his desk and told him that your assistant colluded with one of the Internal Audit staff members, who simply made up rubbish and on the basis of that wanted to discredit Chan during cross examination, whilst in fact Chan testified on request of the presiding officer and revealed the lies and deceit of staff.

He merely responded:

***“We don’t care whether they speak the truth or not. We just accept it and take from there”***

Whatsapp text from Adelbert to Chan, quoted verbatim:

***“Would it be possible for me to view the Mohlaleng evidence?”***

Whatsapp response from Chan, quoted verbatim:

<p>15 Dec 2017 Evening</p>	<p><b><i>"I don't have as Morrison has all the docs in his possession. Investigation has been reallocated to him by CM"</i></b></p> <p>Whatsapp text from Adelbert to Chan, quoted verbatim: <b><i>"Yes but I want to have a look at the evidence"</i></b></p> <p>Whatsapp response from Chan, quoted verbatim <b><i>"Not sure what you mean?"</i></b></p> <p>Whatsapp text from Adelbert to Chan, quoted verbatim: <b><i>"I want to sit with those documents for a few hours"</i></b></p> <p>Whatsapp response from Chan, quoted verbatim <b><i>"Morrison had the docs-"</i></b></p> <p><b><i>"Has"</i></b></p>	
<p>15 Dec 2017 11:45</p>	<p><b>Comment:</b> <b>It is stated that Adelbert and probably Trollip got concerned as to whether Internal Audit had kept record of the documents that were furnished to Morrison.</b></p>	
<p>15 Dec 2017 12:33</p>	<p><b>Adelbert was also very well aware of the fact that I was the person that had previously investigated the matter and who had collected the documentary evidence over a period of 6 weeks, which included documents that Mettler furnished and which implicated him and this was further followed up with formal written questions and responses from him. Why ask Chan, who does not conduct investigations?</b></p>	
<p>22 Dec 2017 16:39</p>	<p><b>It is evident that Adelbert as a politician in the Office of the Mayor seems to regularly breach the politics/Administration boundaries and what makes it worse is the fact that Chan and I had realised that Adelbert was actually spying on us by sending text usually late after hours, weekends and even during leave. If it was not texts, than he phoned during such after hours and the intention was at all times to seek information and determine our approach to the Mohlaleng matter.</b></p>	
<p>22 Dec 2017 16:41</p> <p><b>NB</b></p>	<p>On Saturday, 20 Jan 2018 at 06:49, Adelbert once again contacted me as can be seen during early morning hours. It is submitted that he did this emanating from his texts to Chan to night before, dated Friday, 19 Jan 2018 at 22: 19 to 22:31 in request to work through evidence in the Mohaleng matter. It is submitted that he was well aware that I was the person that had previously conducted the investigation over a limited period of 6 weeks and that Chan knew very little thereof. It is further submitted that he also merely wished to establish whether we indeed had copies of the evidence as he probably thought that I was bluffing about having scanned the documents.</p>	
<p>22 Dec 2017 16:41</p> <p><b>NB</b></p>		
<p>22 Dec 2017 16:42</p> <p><b>NB</b></p>		
<p>22 Dec 2017 16:42</p> <p><b>NB</b></p>	<p><b><u>Irrespective, whilst Adelbert as Chief of Staff is in fact a politician, it is submitted that he has no right to this information as such information belongs to and is in the interest of the Council and not the DA and/or the EM, Trollip in isolation, specifically in that numerous persons and</u></b></p>	

<p>22 Dec 2017 16:43</p>	<p><u>the CM, Mettler are implicated. Such knowledge in respect of the implication in respect of the CM, Mettler and at least one other Executive Director and the former CFO, Harper, prescribes that an item be tabled at Council and that Council appoint an independent</u></p>	
<p><b>NB</b></p>		
<p>22 Dec 2017 16:49</p>	<p><u>investigator. It is submitted that the EM, Trollip was always aware of the CM, Mettler's implication, hence also his comment to me that "Mettler was under political pressure" at the time, constitutes a failure to disclose such to the Council for investigation. The probable reason for this failure by the CM, Trollip will be referred to in my conclusion.</u></p>	
<p><b>NB</b></p>		
<p>22 Dec 2017 16:51</p>	<p>Whatsapp text from Adelbert, quoted verbatim: <i>"Hi Werner"</i></p>	
<p><b>NB</b></p>		
<p>22 Dec 2017 16:52</p>	<p><i>"When are you able to chat"</i></p>	
<p><b>NB</b></p>		
<p>22 Dec 2017 16:53</p>	<p>I was not able to respond to the text in the first place as I had encountered problems with my software and touch screen of my telephone and secondly I was on my way out with my son for a ride on our bikes. He also sent these texts to my other phone, yet over and above the fact that I had simply no longer trusted Adelbert for some time, I chose to ignore these texts as I am not employed by any political party.</p>	
<p><b>NB</b></p>		
<p>22 Dec 2017 16:56</p>		
<p><b>NB</b></p>		
<p>22 Dec 2017 16:57</p>	<p>Adelbert telephoned me after my son and I stopped at a bike shop as he had crashed and required to have his bike repaired. Adelbert's reason for the call was merely "to catch up". He complained much about the CM, Mettlers' non-performance and that they would now be addressing this immediately. He also informed me that he had now handed over copies of the invoices that furnished him that related to my former persecution, which amounted to almost R 600 k of rate payer money, which was indeed a persecution, yet did not derive the intended result. One does not pay R 600 k for a final written warning, which I could have challenged, yet my financial resources were thin and I wished to seek normality and sanity after the attempt to have me dismissed. I informed that such expenditure is outright fruitless and wasteful and that it should be recovered from the CM, Mettler.</p>	
<p><b>NB</b></p>		
<p>22 Dec 2017 16:57</p>		
<p><b>NB</b></p>		
<p>22 Dec 2017 16:58</p>	<p>Adelbert once again claimed that the CM, Mettler hated him, etc. Not once though did he ask me for the <u>"evidence in the Mohlaleng matter"</u>, which he had requested from Chan. I also did not know about his request to Chan as I only received the</p>	
<p><b>NB</b></p>		
<p>22 Dec 2017 16:58</p>	<p>"screen shot" in respect of such request, well after the fact.</p>	
<p><b>NB</b></p>		
<p>22 Dec 2017 16:59</p>	<p><u>Adelbert claimed that they would be taking action against the CM, Mettler to which I responded that they should have done so long ago, based on his admissions to the EM, Trollip, which the last mentioned confirmed to me during our single encounter and which Adelbert stated twice. To that Adelbert stated that they could not suspend or dismiss the CM, Mettler in that they did not wish to destabilize the Administration and as a consequence 1.1 million people in the Nelson Mandela Bay.</u></p>	
<p><b>NB</b></p>		
<p>22 Dec 2017</p>	<p><u>To this I responded and said,</u></p>	
<p><b>NB</b></p>		

17:02

**"Of course not, but instead I am persecuted politically and the EM still has the TOR of the investigation changed to further protect the CM". To that he still said "Werner let's not speculate, because that angers me".**

**It is submitted that Adelbert in all probability took this up with the EM, Trollip, with the question at hand, being, how I could have known about this!**

I also informed Adelbert that such interference will be reported to the Auditor-General, which in due course it will indeed be reported.

Received call from Office of CM, Mettler (Cindy) informing that the CM wished to see me at 10:00. I was already well aware of what was going to happen! When one pursues and obtains information against politicians and the executive, you are bound to look for trouble.

17 Jan 2018

As I arrived at the Office of the CM, Mettler, I noticed security there and thereafter Du Plessis from labour relations. Whilst seated outside, awaiting my fate, I also saw Adelbert walking just at that stage from the Council Chamber to the EM, Trollip's office. He knew very well what was going on, yet ignored me.

I signed the direct suspension notice, whilst the CM, Mettler instructed that "Frikkie" seize my computer and official mobile phone. I informed the CM, Mettler that I operated the official sim card from my privately owned phone as I furnished my official phone to Chan in that her house was broken into and her phones were stolen.

I was escorted to my office where I informed Chan that I was suspended once again "for doing my work and exposing" the concealment of crime, handed over my official computer, official sim card and office key and left the office.

**Comment: It is truly questionable how both the EM, Trollip and the CM, Mettler now persecuted me for a second time, in concealment of the CM, Mettlers' own implication into the investigation and subsequently also a "criminal matter", which was laid by Councillor Bobani. It is highly irregular that a forensic practitioners' computer is seized in determination of the evidence that I had in respect of the CM, Mettler.**

Unfortunately, for both the EM, Trollip and the CM, Mettler, the official computer contains very limited information as I rarely worked on the official computer, but on my private computer. My official computer was merely a "Post Office" to send and receive correspondence. Ironic though, how frantic the intentions must have been, especially after Adelbert requested to have a look at the evidence for some hours.

The evidence in respect of the Mohlaleng media matter was at all times scanned, kept off-site and eventually handed over to Warrant Officer Koen from the Hawks.

<p><b>15 Jan 2018</b> 09:54</p>	<p><b><u>This is dealt with separately to show how Morrison was compromised and made me the subject of his investigation as compared to the TOR and Mettler whom he protected due to their former relationship, etc.</u></b></p> <p>After the review notes issued by Internal Audit via Chan to which I furnished my input (dated 21 November 2017), Morrison responded to Chan dated 28 November 2017.</p> <p>The following issues are raised and as a consequence copied verbatim in order to furnish comment.</p> <p><b><u>Paragraph 4 of Morrison Letter dated 28 November 2017</u></b></p>	
<p><b>17 Jan 2018</b></p>	<p><i>The involvement of your Mr. Wiehart in this matter has been confusing to say the least. When approached after his return from “garden leave”, a concept well known in forensic and other circles, to assist with obtaining minutes and to establish whether imaging of the desktop of Ms Ritter-Erasmus had been carried out, Mr. Wiehart chose to inform me that he is of the opinion that there should be distance between him and the investigation. His subsequent involvement thereafter proved to be anything but one of disinterest and of keeping a distance. In fact a greater part of your review document indicates the contrary and I might be mistaken, but significant portion of the review document appears to have been drafted by him. It is apparent that he also has fervent desire to have the criminal case Humewood CAS 407/4/2017 lodged by Mr Bobani, on the basis of a worthless “affidavit”, investigated in tandem with this matter.</i></p> <p><b>Comment:</b> Mr Morrison clearly has been compromised and it is beyond doubt that his disrespectfulness towards Chan and me is fuelled in collusion with Mettler and others to discredit the instructing directorate who firstly recommended him for the investigation and secondly pursued his appointment by means of facilitation through BBV Attorneys.</p> <p>With regard to the terminology viz “garden leave” I am not going to comment on, as it simply does not deserve a response.</p>	
<p><b>18 Jan 2018</b></p>	<p>With regard to him having contacted me to assist with obtaining minutes, etc. and allegedly wishing to distance myself from the investigation it is submitted that it is a blatant lie by Morrison, which clearly once again reveals that his integrity has been compromised, clearly as he had a prior relationship with Mettler, which was only disclosed later during a telephonic consultation. Reality is, Vermeulen sent whatsapp text to request such information, to which she was referred to Tika Shabudien of the Office of the City Manager. I had not discussion regarding such with Morrison at all, period.</p> <p>Morrison finds my involvement confusing, yet he seems to be the one that is a confused and probably senile pensioner and wannabe forensic</p>	

<p><b>19 Jan 2018</b> 22:19</p> <p>22:25</p> <p>22:25</p> <p>22:27</p> <p>22:27</p> <p>22:30</p> <p>22:31</p>	<p>investigator. Merely belonging to the ACFE and ICFP does not furnish any credentials of integrity, neither does his title in reference to a "Advocate SC". It is primarily about integrity and on the basis of his lies and deceit already addressed above, it is clearly stated that Morrison has no integrity and has been compromised.</p> <p>My involvement should not be questioned as I was primarily the investigator who furnished him several files, in content of evidence which implicated Mettler on the basis of having furnished the documentation himself and furthermore by means of his own responses. The fact that I would furnish a contribution to review Morrison's report is of no relevance and should not even be questioned.</p> <p>Mr Morrison did not have the mandate to determine the strength of the criminal case against Mettler, lodged by Bobani. It did not form part of the TOR, period. His mandate was clearly to conduct a forensic investigation in terms of the TOR that was furnished to him by Chan. It is further more highly irregular that the HAWKS investigator even furnish a copy of the Bobani affidavit to Morrison.</p> <p>The reasoning behind a investigation by the HAWKS entailed firstly to be provided with documentary evidence that Morrison refused to furnish, claiming confidentiality. Ironic, there is nothing confidential about the documentation and investigative work that I had conducted. It was primarily the responsibility of the HAWKS to obtain bank statements for Mohlaleng Media and follow the money trail. It is for this reason that Morrison was also furnished with company searches in respect of 19 other shell companies, which may have found relevance in following the money trail</p> <p>Morrison is not in the position to make any of the comments that he made as he was merely utilised as a consulting investigator, <b>VERY REGRETTABLY.</b></p> <p><b><u>Last Paragraph on unmarked page 2 of Morrison Letter dated 28 November 2017</u></b></p> <p><i>"Mr Wiehart read the messages but did not respond"</i></p> <p><b>Comment:</b> As previously referred to, one does not merely accept whatsapp requests from a consultant, however I did wait for Vermeulen for an entire week to consult me as she had undertaken, however she failed to even contact me, hence my whatsapp text to her dated 1 September 2017, to which she only responded on 6 September 2017, claiming that she had to get my telephone number from Morrison as she had to load whatsapp again. It is submitted that my telephone number would be saved in the contacts directory first, before she would have been able to contact me via whatsapp messenger.</p> <p>It is stated categorically that I never had a discussion with Morrison regarding</p>	
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<p>20 Jan 2018</p>	<p>mirror imaging, period. The first time this was brought to my attention that they wished to image computers was when Chan and Morrison had a telephonic consultation to which I listened and noticed that they had seized the computers and had taken them to the NMBM IT Directorate. “He told me that “E&amp;Y normally do mirror imaging” is once again a blatant lie. Only after having been questioned by Chan regarding possible mirror images, I conducted enquiries with Jacinda Thomas and established that EY had performed the imaging. For the record, this was the only time ever that EY did imaging for the NMBM, as it is generally conducted by PWC, which is a local service provider. Thus another lie by an Advocate SC, with not integrity.</p> <p>Morrison seems to be making much of Chan not having informed him that a mirror image was made. The reality is, Chan did not know, neither did I remember as it was done in 2015 during the height of furnishing information in content of 1000’s of documents and mirror images to prosecute other officials. Once Chan had asked me, the necessary enquiries were conducted, a copy of the mirror image was requested. Once again, the sheer arrogance from Morrison leaves much to be desired, considering that he did not comply with the TOR, EVER and only had a single meeting with Chan dated 9 October 2017, since his appointment dated 31 May 2017. He would like to accuse Chan and me for not having informed him something that we could hardly recall ourselves, hence first having to conduct enquires ourselves. If Morrison complied with the TOR in respect of fortnightly meetings, issues like this could have been addressed.</p> <p>Morrison claims that Ritter-Erasmus informed him of very important files on her computer regarding Mohlaleng claims and invoices. Firstly, Ritter-Erasmus was suspended with Williams for alleged impropriety, which places her in a precarious position in respect of her integrity, not that I deem the integrity of Morrison any higher. He had already secured the the respective computers, thus could easily have had these imaged within a day, thus his statements render little significance. In fact, he failed to comply with the TOR, sat mainly in Cape Town as his spouse had a hip replacement and simply did not perform. It is evident from my whatsapp texts to him enquiring as to how it was going with the Mohlaleng investigation, but the reality is <i>“he was posing with work at the HAWKS that was performed by me and not him”</i></p>	
<p>20 Jan 2018 06:49</p>	<p><b><u>Last Paragraph on unmarked page 3 of Morrison Letter dated 28 November 2017</u></b></p>	
<p>20 Jan 2018</p>	<p><i>“As regards to involvement of Mr Wiehart in this investigation, we decided early on in the investigation as a precautionary measure to rather exclude him from being actively involved as a result of extremely serious and slanderous remarks made by him about the CM. This led us to believe that he would in all likelihood not be objective in his approach to this investigation”</i></p>	
<p>20 Jan 2018</p>	<p><b>Comment:</b> It is stated outright that I have never made any slanderous or defamatory remarks regarding Mettler, EVER. The only aspect that I had mentioned is the fact that Mettler is implicated in the investigation in that he took instructions from Olver who had made misrepresentations and the fact</p>	

<p>10:15</p>	<p>that Mettler signed an addendum informed by the main SLA, which he had not seen during the signing thereof (because it did not exist). I further mentioned to Morrison that I was being persecuted and that it related directly to the fact that I already had preliminary facts and findings that were communicated to Adelbert, who would have informed Trollip, who is in fact at the centre of this persecution.</p> <p>It was never suggested that I would assist Morrison in the investigation or the performance thereof. My responsibility would have been to furnish the necessary evidence, whilst restricted to my residence. Whilst Morrison claimed that I would not have been objective, I trust that the evidence against Mettler and his own responses and admissions to Trollip “Having been under political pressure” has nothing to do with my own objectivity, but more so constituting <b>“a common fact”</b>.</p> <p><b><u>Paragraph 10 of Morrison Letter dated 28 November 2017</u></b></p> <p><i>“It is denied that the preliminary report contain any false and malicious averments and gross inaccuracies relating to the conduct of Mr. Wiehart”</i></p> <p><b>Comment:</b> Morrison made numerous comments with regard to me and it is stated that the report was primarily about me and not in terms of the TOR. I had two meetings with Morrison and Vermeulen on 31 May 2017 and once during approximately July when invited for a hamburger at a coffee shop in 4<sup>th</sup> avenue, whereafter I had to explain the case again to them. It must be noted that they had not even started with the investigation, which was also evident from his whatsapp responses.</p> <p><b><u>Paragraph 15 of Morrison Letter dated 28 November 2017</u></b></p> <p><i>“...and on 26 July 2017 we interviewed the CM from 08:00 to 09:00. This was in order to clarify vital aspects in our TOR and I can vouch for the work done”.</i></p> <p><b>Comment:</b> It is stated that Morrison was told right from the beginning that he should first consult the Mayor, Chief of Staff, former Mayor, etc and only afterwards Olver and Mettler. The reason behind this was that there were already irregularities identified in respect of Olver and Mettler and in consulting the investigation first and consult with others as requested may have shed more light and furnish additional information with which both Olver and Mettler were to be consulted. However, Morrision chose not to comply with such request as he knew Mettler from Drakenstein and clearly there was an interest to protect Mettler at all cost, hence my persecution, which was politically driven and secondly the aggressive and malicious and false allegations in respect of me, clearly suggests that his integrity has been compromised.</p>	
<p>7 Feb 2018 09:00</p>		
<p>7 Feb 2018</p>	<p><b><u>Paragraph 16 of Morrison Letter dated 28 November 2017</u></b></p>	

10:00

*"You requested us to co-operate with the Hawks in the Humewood case mentioned above. Adv De Klerk telephoned me to ask for a meeting at the end of July 2017. I stated that we were not being paid to do an investigation for the police and were not in a position to hand over NMBMM files, or documents which were of confidential nature. She informed me that she would obtain a search warrant and seize the documents. I told her that I could still not simply hand over our files.*

*Adv de Klerk contacted Mr de Villiers of BB&V and we were requested to agree to a meeting with De Klerk and Warrant Officer Koen which took place on 14 August 2017.*

*I had informed Mr Wiehart about the developments as regards the search warrant aspect and if my memory serves me correctly informed you of the meeting as you and Colonel Horak had been in discussions about the criminal case and would have kept you in the loop"*

**Comment:** Firstly, Morrison never contacted me regarding the files, which he claimed to be of confidential nature. All documents were mere copies of originals, except for the Mohlaleng Media Bid Proposal. He never confirmed with me whether he could hand these records over or not. I can recall that he did phone me frantically and informed me that he was threatened with a search warrant and whether I wished to accompany him to the NPA. I declined same as I was awaiting the outcome of the political persecution's sanction" and secondly, Mettler had instructed Chan that I was not to work with or manage consultants.

**Paragraph 24 of Morrison Letter dated 28 November 2017**

*"It is incomprehensible to remove reference to Wiehart as he claimed to us to be the author of the TOR and proud of it although he has made an effort to disassociate himself from the paragraph in the TOR which asks for an expert legal opinion, which he now says Legal Services must have inserted. I have electronic communications from him in this vein as well as telephonic communications from him in this regard. However we note your objections in this regard and will consider how to deal with this, if and when we are allowed to complete this investigation, which appears unlikely given the obvious discord between us"*

**Comment:** With regard to the above I am satisfied beyond doubt that Morrison has been compromised in respect of his integrity. It is stated clearly that Morrison is dishonest in all regard as firstly I never discussed the drafting of the TOR with him and/or Vermeulen.

2) this is clearly confirmed in that I drafted the TOR for Chan dated April 2017, which was only utilised in part, whilst investigative work in respect of City of Champions and also Harmoccept was never even referred to in my TOR.

3) the TOR that I drafted for Chan did not request a legal opinion with regard

to anything, neither would I have communicated such as I never requested it.

4) I was only furnished sight of the TOR that was sent to BBV Attorneys on 20 October 2017 by Jacinda Thomas, the PA of Chan and further I questioned this TOR as it was not drafted by me at all.

5) I never requested a “*Legal Forensic Investigation*” as I deem the function of conducting the investigation and furnishing legal opinions two separate issues, which would have to be conducted by different practitioners and not by the forensic investigator. Further, forensic investigations are based on “facts and findings”, whilst opinions are just that, mere opinions.

The heading of the TOR that I drafted for Chan is titled:

“REQUEST FOR PROPOSAL FOR A FORENSIC INVESTIGATIVE AUDIT BY THE NELSON MANDELA BAY MUNICIPALITY, DIRECTORATE: INTERNAL AUDIT & RISK ASSURANCE [TWELVE (12) WEEK AUDIT/COMPLETION PERIOD]”

Whilst the TOR of Chan that she sent to BBV is titled:

“REQUEST FOR FORENSIC SERVICES FOR THE NELSON MANDELA BAY MUNICIPALITY”

6) Where the municipality requires legal opinions on the basis of any aspect, the municipality would firstly request the Legal Services Directorate, which may either furnish such or request such via the Attorneys on the municipal panel, which may furnish such or request such from duly appointed advocates.

7) Where the TOR references that legal opinions would be required, which was not referenced in the TOR that I prepared for Chan, she would have to have requested such legal opinions from an independent legal practitioner/ attorney, but definitely not from a forensic investigator who would be furnishing opinions on his own work.

8) Morrison is clearly dishonest in that only once he telephoned my and asked who had drafted the TOR, to which I responded that it was me and he complimented me on the comprehensiveness. Little did I however know that Chan did not use my TOR as it was furnished to her in April 2017.

9) This matter forms coincidentally part of one of the charges against me and it is evident that he is compromised as a person with no integrity and secondly, this was done in collusion.

10) Both TOR’s and my respective email communication dated 9 April 2017 in submission of my own TOR is attached and available for scrutiny.

11) Morrison’s false and malicious reference to my alleged involvement regarding a TOR that I never even prepared and issued, neither had I seen same until 20 October 2017 is deemed a misrepresentation to Chan and now at the same time to the City Manager and is tantamount to Fraud (which will be reported to the SAPS).

**Paragraph 26 of Morrison Letter dated 28 November 2017**

*“As regards the Noseweek article, I wanted to find out if Williams had read it or not. He wanted me to send him a copy of the article which I did not do. Half the population has probably read this article by now and I attach a copy thereof for your information.*

*...I had never spoken to him before in my life. Mr. Williams does not know nor was he told by me during the interviews with him that Mr Ebrahim is a whistleblower, neither would I want to jeopardise our investigation”*

**Comment:** It is stated emphatically, how could Williams have phoned him if he had not made any contact with Williams yet? Secondly, it does not take a mastermind to figure out who the whistleblower was as reference was made to him specifically in the Noseweek article. Williams dealt with this man before. The whistleblower telephoned me frantically and asked me who had jeopardized him in that Williams had phoned him. Why? Because, Morrison had referred Williams to an article that I was not even aware of until he sent it to me via whatsapp, yet he claims half the population would have read it by now, which is a “daft” comment to make in the first place. Further, I do believe that Morrison jeopardized the whistleblower's identity in that he even refers to him by name to BBV Attorneys in his communication. It is stated emphatically that Morrison was supposed to have conducted the investigation in terms of the TOR and he was informed right from the beginning to ensure that the whistleblower's identity is not revealed. In fact I had to convince the whistleblower to even consult Morrison and Vermeulen.

**Paragraph 29 of Morrison Letter dated 28 November 2017**

*“...To conduct a ‘tandem’ investigation with SAPS flies in the face of an objective and independent forensic investigation and I find it odd that you would even have considered this”*

**Comment:** It is stated and made clear that Morrison was appointed to conduct the investigation in terms of the TOR. He was not requested to even suggest to criticize the stance of having the HAWKS conduct an investigation in terms of the money trail, which Morrison would not have been able to do in the first place as it is vested within the responsibility of the HAWKS. Therefore he impaired the progress of the criminal investigation in the refusal to furnish files that are not of confidential nature, especially since there was already a criminal case registered. It is submitted that Morrison and BBV did this intentionally to frustrate the case in protection of Mettler, who had implicated himself and even admitted to Trollip, who informed me of the so called “political pressure” and thereafter Adelbert did so twice, once to me directly in his office and a second time in my presence as he telephoned Chan. In conclusion it is not for Morrison to question the intentions of the Directorate that recommended and subsequently appointed him and this today, with REGRET.

**Paragraph 28 of Morrison Letter dated 28 November 2017**

*“It is remarkable that you could expect any forensic investigator to fit*

*everything your require in casu into a 12 week period, but then again I maintain that you have embarked on a course of constructive breach of contract and are making it an impossibility to comply with unrealistic expectations and even more unrealistic deadlines”*

**Comment:** Morrison was all too keen to take this assignment on when I telephoned him personally to establish his availability. In fact, one could say after all this spectacle and arrogance of Morrison, “he has bitten the hand that fed him”, and the same counts for BBV Attorneys, Mr. Nico de Villiers, who by own admission has not once managed Morrison as it was never requested from him. He was merely supposed to facilitate his appointment, which in essence constituted a “CIRCUMVENTION OF THE SCM POLICY” as attorneys on the legal panel are not appointed for forensic investigations. At the same time De Villiers is a lawyer, and not a forensic specialist and has thus no investigative experience to be critical of the TOR that was drafted and thereafter changed between him and in agreement with Trollip, to have issues investigated that Trollip is happy with. It is emphatically stated that though Trollip may be the Executive Mayor, he has no right to interfere in any investigation and as such alter outcomes in promotion of political sensationalism. The Internal Audit function together with its forensic capacity is legislated in terms of the MFMA and remains independent, thus not employed by any political party.

Further, Morrison initially thought that he would conduct the investigation in 8 weeks and not 12 weeks and he was still allowed to bring Vermeulen with him and utilise clerical support in Cape Town. The reality is, and this is fact. One cannot conclude an investigation when Morrison was mostly in Cape Town in the first place and very rarely in PE, and when he was, he flew back the same day. Almost an entire month got lost due to the fact that his spouse underwent a hip replacement and he had to look after her. Therefore 4 weeks from the 12 week period were already lost.

Further, why did Morrison telephone me and ask me to get Chan off his back as she is not a forensic investigator? Why did he not comply with the TOR and consult Chan fortnightly? Instead he discussed the TOR with Mettler who is implicated in this matter. Considering his non-compliance with the TOR, his engagements with Mettler before and during the investigation, his hostility, arrogance and false and malicious averments, there is absolutely no doubt that his integrity has been compromised.

**Last Paragraph of Morrison Letter dated 28 November 2017**

*“In closing seeing that Mr Wiehart stated that if he does not see in our report what he wants to see he will write his own report, you must not expect us to provide him with any of our evidential material documentary or otherwise as this is and as mentioned will remain our intellectual property in the light of your unacceptable attitude throughout and drawing us into providing you with a preliminary/ draft report, which you may call whatever may please you, on less than sincere pretexts on your part”*

**Comment:** This part has also already been dealt with. I sat in during an

almost hour long telephonic consultation between Morrison and Chan. He did not hear that I was listening to the consultation, not that anything fruitful came out of it in the first place. After almost a full hour of listening to “*verbal diarrhoea*”, I merely chipped into the call and informed him that I wished to see reference to the irregularly signed addendum that Mettler signed as he had a case to answer for and if Morrison was not considering such (contract management is one of the deliverables in the TOR), than I would prepare a supplementary information note and furnish both his report and the information note to the HAWKS for investigation.

After that he left a message with “Bongiwe”, the Internal Audit Receptionist with the request that I telephone him, which I did. He asked whether I did not wish to do a memorandum for him with all my preliminary findings at the time for him to consider for his report. I informed him that I was not able to that as he had all the documents. At that juncture he still mentioned to me “why don’t you come and visit us in Cape Town, and I still responded “on condition that I would not have to return”. That was the last time that I ever spoke to Morrison. We expected a draft report from him on 20 October 2017, but instead he came with a scathing, arrogant attack in a letter in content of false and malicious averments, which are a clear indication that his focus, probably collusively, entailed to discredit me as investigator that has an axe to grind with the so-called “***common denominator***” as that person is involved in three matters of which I would have drafted the TOR in a devious way in order to get back at the man that wanted me fired. The harsh truth however is that I did not draft that TOR and for that there is documentary evidence vide mail to Chan with the attached TOR during April 2017 versus what Chan prepared and sent to BBV Attorneys.

My investigations prior to 13 December and 20 December 2016 NEVER suggested to isolate the CM, Mettler, neither was it the intention to do so after my return on 29 August 2018. I was well aware of the undertakings of the CM, Mettler dated 10 November 2016 and his subsequent actions in persecuting me and I am well aware that he was instructed to do so. This was the primary reason why I pushed through to seek the evidence to prove that the persecution was indeed one that intended to silence me in respect of the implication of the CM, Mettler, which was further admitted by the EM, Trollip and twice by Adelbert.

### **Conclusion**

- My investigative endeavors into the Mohlaleng Media matter was one that was conducted from late August to 19 December 2016.
- The CM, Mettler implicated himself and Olver in furnishing documentation that subjected both to scrutiny.
- Formal written questions were addressed to the CM, Mettler to which he responded to in writing.
- The CM, Mettler responded that when he signed the “addendum” in pursuance of the appointment of the two political appointments as communications experts for the former Mayor, he had not seen the

actual SLA.

- Not only did the CM, Mettler not see the so-called “main SLA” as it never existed. The Assistant Director: Contracts who was responsible for such drafting confirmed this as she had not received the supporting documents. The Director: Legal also confirmed this, yet there appears to be some fake notion that documents had gone missing at legal Services, which is not true. Irrespective, since when does one sign legal documents without consulting the Bid/Tender documents?
- These facts and findings were communicated to Adelbert, the Chief of Staff, who would clearly have consulted the EM, Trollip.
- I was counselled by the CM, Mettler on 20 December 2016 and the first aspect that he addressed was the “**communication protocol with politicians**”. Thus he was aware of my interactions with Adelbert.
- On 13 December 2016 I was served with a pre suspension notice by Du Plessis in Chan’s office during which I furnished an affidavit to Du Plessis. This affidavit was afterwards given to Grey Moodliar Attorneys who fabricated charges of assault, threats of assault, etc. with the explicit intention to remove from the Mohlaleng Media investigation. However this blow-up for which I was already counselled was merely used as an agenda to drive the much “**BIGGER AGENDA**”.
- On 13 December 2016 I had a mental breakdown and Mr. Peter Mann witnessed such with Chan, where after an IOD was registered, which is still not finalized.
- It was arranged between Labour Relations and Gwija that the last mentioned sit on the 5<sup>th</sup> floor of the Starport Building to build false testimony that Gwija feared for his life, whilst Chan exposed this in her evidence as false, with respective telephone records and verbal testimony from me, Chan and Thomas.
- Prior to the pre-suspension hearing at the offices of Mcloed at the Fire Station, he telephoned Councillor John Best who stated that I am a “**political target**”.
- I was placed on special leave merely to conceal the true intention versus an ordinary suspension.
- I was persecuted politically on false and malicious charges based on a “**blow-up**” with the Assistant Director due to years of frustration, which the CM, Mettler had furnished specific undertakings to Chan (10 Nov 2016 at 15:00\_ and confirmed these with me during our session dated 20 Nov 2016 between 15:30 to 15:45)
- Inconsistent application of the Code of Conduct in execution of the persecution through Grey Moodliar and Advocate Bevan Boswell, whilst others were given internal hearings, charged on more serious charges and receiving mere written warnings, without suspension and/or special leave.
- The Chief Whip, Senekal admitted during a telephonic consultation

that ***“he knew more but could not speak”***

- The above clearly became evident from the Conduct of Councillors, Retief Odendaal and Morne Steyn.
- A final written warning which I should have challenged cost the rate payer almost R 600 k, which is deemed fruitless and wasteful, yet confirms the persecution beyond reasonable doubt in that invoices were sent to the CM, Mettler directly and also communication from Grey Moodliar, who clearly communicated the intended dismissal, discrediting Chan as a honest person and Director: Internal Audit & Risk Assurance.
- Chan was asked by the CM, Mettler, ***“Where is Werner now and what is his plan of action”***
- The CM, Mettlers’ reluctance to include me in meetings with Grey Moodliar and Advocate Rourke in the Moko matter, whilst I was the person that performed the due diligence and drafted the respective forensic report.
- My continued communication with the CM, Mettlers’ implication in the Mohlaleng Media matter, yet no action was ever taken against the CM, neither was an independent investigator appointed to investigate the CM and at least two other Executive Directors, whilst documentary evidence had been sent to Adelbert as referred to above.
- During consultation with the EM, Trollip he said ***“sorry for what you have been through. Who do you think is behind it” and further his admission that the CM, Mettler was under “political pressure to sign documents that he would ordinarily not have signed”***
- The EM, Trollip actively interfered in the investigation via BBV Attorneys in having the terms of reference changed without consulting Internal Audit, yet clearly evident in ***“concealment of the involvement of the CM, Mettler”***.
- Adelbert lied to both Chan and I regarding the termination of Morrison’s appointment
- Morrison’s own conduct in not complying with the TOR that Chan had furnished to BBV Attorneys and also his blatant lies and deceit and subsequent false and malicious allegations in respect of me, which are now the result of the further persecution (Round # 2)
- Adelbert’s surprise when he was informed that the HAWKS were still pursuing the criminal investigation against the CM, Mettler and others as lodged by Councillor Bobani.
- The sheer reluctance of Morrison to hand over the documents in respect of the Mohlaleng Media matter, which are not confidential and his criticism of the affidavit of Councillor Bobani, whilst it was never part of the TOR to interrogate such.
- The admission on two instances by Adelbert that the CM, Mettler ***“admitted that he was under political pressure to sign documents that he would ordinarily not have signed”***

- The reluctance by Adelbert to the question ***“If the EM was aware of this, why did he not take action against the CM”***
- The statement by Adelbert that they could not dismiss the CM as it would destabilize the administration and 1.1 million people in Nelson Mandela Bay.
- Adelbert’s frantic bid to have sight of the evidence in respect of Mohlaleng Media (to which he is not entitled) from Chan dated 19 Jan 2018.
- The EM, Trollip’s statement to Chan that he ***“has a vested interest in my matter hence having consulted the attorneys personally”***

**What was the EM, Trollips’ VESTED INTEREST?**

- **The EM was aware of the CM, Mettler’s implication in the matter, yet did not disclose such to Council, prior to Mettlers’ appointment as City Manager.**
- **The EM, Trollip had a fiduciary duty and obligation to inform the former Deputy Mayor, Councillor Bobani and the Council of such implication and therefore his failure clearly resulted in the CM, Mettlers’ appointment on a false pretence, thus having deceived Council.**
- **Whilst having been aware of all this and the admissions by the CM, Mettler regarding him having been under political pressure, the EM, Trollip did not act, did not inform Council to appoint an independent investigator to investigate and furnish Council with respective findings.**