

1 Boast Street  
Eshowe  
29 June 2015

COO Jerry Makokoane  
Legal Aid South Africa  
29 De Beer Street  
Braamfontein  
Johannesburg

Dear Mr Makokoane

#### MY ILLEGALLY REFUSED PAIA REQUEST

1. This is to inform you, if you aren't already aware, that CSE Mtati last month refused my PAIA request addressed to you in November last year.
2. I enclose my evenly dated letter to CLE Patrick Hundermark pointing up the legal and factual spuriousness of this final refusal.
3. As you're not a lawyer yourself, you might wish to consult him for confirmation that my PAIA request to you was illegally refused. He's a senior attorney. He knows exactly what's going on.
4. If you're concerned about the reliability and dependability of his advice, and aren't sure where his loyalties lie – perhaps because he's implicated and compromised in the main case; was involved in the illegal suppression of documents I requested in August 2010 (falsely assuring the SAHRC that my PAIA request, which had been ignored, would be complied with; all records were then illegally refused); and is therefore understandably very reluctant to cooperate with my request that he see to the surrender of the documents that I've duly sought access to (or certification in some cases where they don't exist) – you have Senior Litigators at your disposal in Johannesburg, Pretoria and elsewhere (but strangely none in KwaZulu-Natal, where there should be two) for impartial, personally and professionally disinterested, accurate and reliable advice on whether to comply with my PAIA request or not.
5. Any Senior Litigator will also tell you that section 22 of PAIA doesn't allow reading and briefing fees that you (your junior attorney ghost-writing) sought to charge me, and that the charge was accordingly illegal.
6. As said, I appreciate you're not a lawyer, but everyone, even the milkman, understands that the violation of fundamental rights, such as the fundamental right to information held by the

state, guaranteed by section 32 of the Bill of Rights in the Constitution, is an extraordinarily serious matter, more especially when such a fundamental rights violation is committed by an organ of state. And worse still, by a public law firm that claims to respect the Constitution as it illegally suppresses documentary information with the criminal intention of obstructing and defeating the ends of justice.

7. In the situation, I call on you to comply with my PAIA request without further delay.

8. I listed a lot of documents in my PAIA request, which is why I offered to extend your time allowed for a response by an extra month, the maximum allowed by the Act. This has now come and gone. Nonetheless, if you're disposed to respecting my fundamental right to information at last, and need more time to do, I'm amenable to agreeing as much more time as you reasonably need. You've certainly been let down by the young attorney(s) who drew your obstructive money demand and Mtati's final refusal.

9. If you don't notify your intention to comply with my PAIA request, and I get no joy from the Chapter 9 institutions I've approached in the matter, I intend suing in the Pietermaritzburg High Court to compel, in which event this letter will be included among my papers for the information of the judge and for the record as to your deliberate complicity in the illegal suppression of documentary evidence of massive, pervasive corruption in LASA's top ranks.

10. It's time to do the right thing, Mr Makokoane, which is for you to respect my fundamental right to information under section 32 of the Constitution and to comply with PAIA enacted to give effect to it.

Yours sincerely

A handwritten signature in black ink, appearing to be 'Anthony Brink', written in a cursive, somewhat stylized script.

ANTHONY BRINK