

Ian Levitt Attorneys

Our Ref : M Strauss/TI/MAT4435
Date : 30 September 2024
Your Ref :

Writers Email: michael@ianlevitt.co.za
tayla@ianlevitt.co.za

“WITH PREJUDICE”

ATTENTION: MR. RANDOLF JORBERG
PER WHATSAPP: 079 730 1010
PER INSTAGRAM: @YellowRandolf

Dear Mr. Randolph Jorberg,

RE: MARK LIFMAN // RANDOLF JORBERG CASE NO.: 20612/2024

1. We refer to the above matter.
2. Please be advised as follows:
 - 2.1. On Friday 27 September 2024, Mr. Lifman, through our offices, brought an urgent *ex parte* (without notice to you) application against you in the High Court of South Africa, Western Cape Division, Cape Town to attach the immovable property owned by you situate at 29 Joubert Street, Green Point, Cape Town (“*your property*”). The application was launched in order to found and/or confirm jurisdiction in relation to further proceedings which Mr. Lifman intends to institute against you, both for interdictory relief in motion proceedings and for damages suffered by our client in action proceedings. A copy of the entire application which served before the Honourable Court is attached hereto marked “**A**”.
 - 2.2. An order was granted by the Honourable Court as sought, a copy of which is attached hereto marked “**B**” (“*the Order*”).
 - 2.3. The Order was served by Sheriff at your property and on the relevant Registrar of Deeds on 27 September 2024.

3. Please advise whether we can continue to effect service in respect of the further proceedings to be instituted against you from time to time, at your WhatsApp contact number. Should you fail to provide us with an alternate address for service, kindly note that we will continue to serve on you at your aforementioned WhatsApp contact number.
4. Please be guided accordingly.

Yours faithfully,

IAN LEVITT ATTORNEYS

PER: MICHAEL STRAUSS // TAYLA ILSLEY

SENT ELECTRONICALLY AND THEREFORE UNSIGNED

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

CASE NO: *Zobizwa*

In the *ex parte* application of:

MARK LIFMAN

Applicant

In re:

MARK LIFMAN

Applicant



and

RANDOLF JORBERG

Respondent

NOTICE OF MOTION

KINDLY TAKE NOTICE that the abovementioned applicant will make application to the above Honourable court on Friday 27 September of 2024 at 9:30 or so soon thereafter as the matter may be heard for an order in the following terms:-

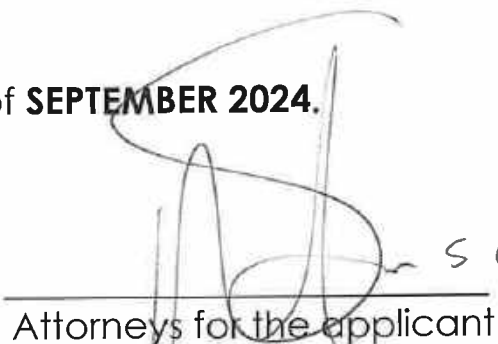
1. That this Honourable Court condone the non-compliance by the applicant with Rule 6 of the Uniform Rules of Court in relation to time periods and forms of service and that the application be heard as one of urgency in terms of the provisions of Rule 6(12) of the Uniform Rules of Court.
2. Directing that the Sheriff of the above Honourable Court or his Deputy be authorised and directed to effect an attachment over the immovable property owned by respondent situate at 29 Joubert Street, Greenpoint, Cape Town in order to found or confirm the jurisdiction of the above Court in regard to an application for an interdict which applicant intends to bring against respondent and action proceedings which applicant intends to bring against respondent for damages.
3. That the costs of this application be reserved for the Court dealing with the application for an interdict which applicant intends to bring against respondent.
4. Further and or alternative relief.

TAKE NOTICE that the founding affidavit of applicant and the annexures attached thereto will be used in support of this application.

TAKE FURTHER NOTICE that the applicant has appointed **Ian Levitt Attorneys c/o England Slabbert Attorneys Incorporated** as his attorneys on record at which address all documents and processes need to be served.

Kindly place the matter on the roll for hearing accordingly.

DATED at CAPE TOWN on this 23^d day of **SEPTEMBER 2024**.


Attorneys for the applicant

IAN LEVITT ATTORNEYS

The Leonardo,
Office Level 12
75 Maude Street
Sandown, SANDTON

Ref: Michael
Strauss/MAT4462

**c/o ENGLAND SLABBERT
ATTORNEYS INC.**

Suite 10AB, 10th Floor
The Pinnacle Building
Corner Strand, Burg &
Castle Street
(Entrance on Burg Street)
CAPE TOWN

TO: THE REGISTRAR OF THE ABOVE
HONOURABLE COURT
WESTERN CAPE

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

CASE NO :

In *ex parte* application of:

MARK LIFMAN

Applicant

In re:

MARK LIFMAN

Applicant

and

RANDOLF JORBERG

Respondent

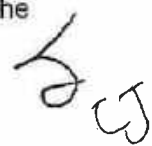
APPLICANT'S FOUNDING AFFIDAVIT

I, the undersigned,

MARK LIFMAN

do hereby make oath and state that

1. I am an adult businessman with identity number 6705 195 028 087 and the



- 2 -

Applicant in the above matter. I reside at 11 Avenue Fontainebleau, Fresnaye, Cape Town.

2. The facts herein contained are save where otherwise indicated within my own personal knowledge and are to the best of my belief both true and correct.
3. The Respondent is RANDOLF MAREK JORBERG, an adult businessman with identity number 81073 1582 0188. Respondent was previously resident in South Africa. As appears more fully from what is set out hereunder, the respondent is not resident anywhere in the Republic of South Africa and is currently residing in a recreational vehicle in California in the United States of America. Respondent is a peregrinus of the above Honourable Court.

INTRODUCTION

4. The purpose of this application is to obtain, as a matter of urgency, an Order enabling me to effect the necessary attachment of an asset owned by respondent, more fully identified hereunder, in order to found or confirm the jurisdiction of the above Honourable Court. This is to enable me to launch an application which I intend to bring to interdict respondent from

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- 3 -

further defaming me or in any way further damaging my reputation and in respect of action proceedings to be instituted by me against respondent for damages suffered by me as a result of respondent's defamation of me and damage to my reputation. I intend to claim damages in the amount of R500 000.00 (five hundred thousand rand) against the respondent, as well as interest and costs.

BACKGROUND

5. I have never met respondent and never had any dealings with him. Prior to the Carte Blanche program referred to hereunder, I had never heard of respondent. Whilst as appears more fully from what is set out hereunder, respondent has made and continues to make serious allegations against me of being involved in the murder of Joe Khanyona, who was the doorman of his business and being involved in the extortion of his business. He has never laid any criminal charges against me and he has never furnished any evidence to the media or to anyone else in support of such allegations.

6. Respondent's allegations against me are to his knowledge false. He has without any foundation embarked on a systematic campaign of defaming me and harming my reputation by wrongfully making ongoing false statements about me. In this regard:

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- 4 -

6.1 The M-Net program Carte Blanche is a South African investigative journalism television series that airs on M-Net during prime time viewing on Sunday nights currently at 19:00. Carte Blanche broadcast an episode entitled "Extortion City" on 21 July 2024 and posted the episode on its You Tube channel on 25 July 2024. Further behind the scenes extracts were broadcast and published on 25 July 2024 on You Tube and through various other media houses. In this, behind the scenes extract published by MNET and DSTV the Respondent was interviewed by Carte Blanche's journalist and when asked by the journalist whether Respondent would "testify against Nafiz Modack", in relation to the murder of the doorman at respondent's business BeerHouse, Respondent stated as follows:

"Nafiz Modack, I got fairly little against. I mean yes, we pay him, but to me the murderer is Mark Lifman..."

When asked whether Respondent would "testify against Mark Lifman", Respondent stated:

"Ofcourse"

The Carte Blanche journalist goes on to ask "what kind of evidence

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- 5 -

[Respondent has] that [Mark Lifman] was behind Joe's killing", to which Respondent's response was as follows:

"I don't have factual evidence as a sworn statement by the hitman that he was ordered by Mark Lifman. I was never given an option that there could be anyone else behind that. I can only show the levels of intimidation and who intimidated me. It would be up to investigations to prove that these men work for him. But I also got no doubt that that is the easiest task in the world."

In regard to the aforesaid excerpt from the Carte Blanche program, respondent makes an allegation against me of being behind the murder of his doorman and when asked whether he has any proof, he says *"That It would be up to investigations to prove that these men work for him"*, (this is a reference to the men who were charged and convicted for the murder of the doorman) *"But I also got no doubt that that is the easiest task in the world"*. This admission establishes that respondent has no evidence in support of the serious accusations which he makes against me. It is evidence of respondent's bad faith and wrongful motive and that his accusation against me was thus intended to cause harm to me, rather than to provide truthful or substantiated information. The

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- 6 -

only reason which I can fathom for respondent's unlawful conduct is that he is doing it for purposes of self-aggrandisement and promoting his personal image.

- 6.2 On 25 July 2024, Respondent shared the broadcast in a Facebook post, a copy of which is attached hereto marked "FA1", wherein he stated as follows:

"South Africa's TV institution Carte Blanche just published 'Extortion City', an exposé on the murder of my doorman Joe, extortion in Cape Town and its consequences. We filmed it during my final days in Cape Town just before my departure and following the sale of Beerhouse (on Long).

Mark Lifman must pay for his crimes, the new police minister, Senzo Mchunu, must take action and the story on extortion needs to end, whether it's in the inner city, the construction sites of our country or in the townships... If businesses continue paying for extortionists legal bills, we will soon all live in fear of our children being abducted.

It felt like the right time to tell the full truth (though there's still many untold stories that didn't fit into the 15 minutes), before beginning a new chapter..."

(my emphasis)

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- 7 -

- 6.3 On 5 August 2024, Respondent posted the following statement on Respondent's Facebook page a copy of which is attached hereto marked "FA2" wherein he stated as follows:

"BeerHouse closing after 11 years is hopefully a turning point in the story on extortion in South Africa and I can hopefully one day return home to Cape Town feeling safe and that we made a difference...Speaking from outside the country and reach of #MarkLifman, #NafizModack and their gangs means that while Beerhouse did end, my voice will not be quietened. Catch me tonight 7.30 pm on SAfmRadio and Carte Blanche is also going to release the full interview with me, after their 15 minute TV expose aired and got 100k+ views online.."

(my emphasis)

- 6.4 On 25 August 2024, Respondent posted the following statement on his Facebook page a copy of which is attached hereto marked "FA3" wherein he stated as follows:

"Does anyone know a South African attorney who's willing to represent and assist me PRO BONO in formally opening the case against MARK LIFMAN and HUSSEIN TALEB for intimidation and extortion leading to murder?..."
#ExtortionMustEND #MarkLifman"

- 6.5 On 25 August 2024, Respondent shared an article by the Daily

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- 8 -

Maverick titled "Police and business turn the screws on extortion mafia terrorizing all corners of SA" on Facebook, a copy of which is attached hereto marked "FA4" wherein he also stated as follows:

"Article on extortion summarizes the situation very well. Incredible reporting by Journalist Rockstar Caryn Dolley who tirelessly worked on the matter of extortion for 10+ years! Whether the police is really on track to effectively solve this and the law manages to prosecute well known gangsters like Mark Lifman this time around is also depending on other victims coming forward!"

(my emphasis)

- 6.6 On 25 August 2024, Respondent posted the following statement on Facebook a copy of which is attached hereto marked "FA5" wherein he stated as follows:

"The issue of extortion is on the frontpages of @sundaytimes_za and @dailymaverick today, the recent 15 minute exposé and the 48 minute interview by @carteblanchetv have gained 200k+ views but BEERHOUSE is closed and can't pay the bills anymore to get Mark Lifman prosecuted.

Is there any South African attorney willing to represent and assist me PRO BONO in formally (re-)opening the case

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- 9 -

against MARK LIFMAN and HUSSEIN TALEB for intimidation and extortion leading to murder?"

(my emphasis)

- 6.7 On 6 August 2024, in an interview with Newzroom Afrika Respondent stated that:

"...consumers must know that they are paying for the legal defence of Mark Lifman and Nafiz Modack when they go out to party in Cape Town...Mark Lifman for sure he is not being tried for extortion but he ran this business for around about 10 years..."

(my emphasis)

7. Respondent's statements set out foregoing in regard to me, are directed to the South Africa public-at-large are defamatory of me. They were published by M-Net and by Respondent throughout the Republic of South Africa, including within the area of jurisdiction of the above Honourable Court. It is submitted that the above Honourable Court is clothed with the necessary jurisdiction to entertain this application because the delicts complained of by me were published by MNET, DSTV and respondent within the area of jurisdiction of the above Honourable Court. Respondent suggests (falsely) for the following reasons that I am involved in murder

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- 10 -

and extortion:

- 7.1 Respondent's repetitive and interchangeable use of the words and hashtags "Extortion", "#ExtortionMustEnd", "extortionists" and "intimidation", with reference to me clearly infers that I am involved in and/or responsible for the criminal activities of intimidation and extortion.
- 7.2 Respondent's statement that, "Mark Lifman must pay for his crimes," makes a direct and unequivocal assertion of my guilt in relation to murder and extortion and demands retribution against me for such crimes.
- 7.3 Respondent's repeated reference to the closure of the BeerHouse on Long Street in Cape Town because of alleged conduct by me, conveys explicit, implicit, or implied defamatory meanings that criminal conduct on my part lead to the closure of the BeerHouse.
- 7.4 Respondent's statement "...but BEERHOUSE is closed and can't pay the bills anymore to get Mark Lifman prosecuted." falsely links me with the topic of extortion prominently featured in major media outlets. It suggests that the media coverage and increased public attention to extortion are connected to me and it implies that my

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- 11 -

actions contributed to the closure of the BeerHouse and its inability to finance legal proceedings against me. This statement further exacerbates the damage to my reputation by implying my involvement in extortion.

Respondent's statement "*Is there any South African attorney willing to represent and assist me PRO BONO in formally re-opening the case against MARK LIFMAN and HUSSEIN TALEB for intimidation and extortion leading to murder?*" explicitly accuses me of serious crimes, including intimidation and extortion, and suggests my involvement in a murder. It implies that there is an existing case in which I am charged with intimidation and/or extortion. This is wholly untrue and falsely suggests that I am currently involved in legal proceedings for these serious offenses, thereby further damaging my reputation by creating an erroneous public perception against me. It also not only defames me by associating me with grave criminal conduct but also implies that my actions are so egregious that they warrant legal action and pro bono representation, further damaging my reputation and standing.

8. In this regard, Respondent's defamatory statements are intended to

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- 12 -

impugn my integrity and good name by suggesting that I am a murderer and extortionist.

9. Moreover, the defamatory statements made by Respondent are presented as statements and/or conclusions of fact. To the extent that any evidence could be presented to support Respondent's claims, none is offered (understandably, because none exists), which Respondent himself has conceded.
10. Respondent's defamatory statements are further in bad faith and/or wrongful given that he admitted to having no factual basis or evidence to support his claims against me. This admission underscores that his statements were made without a legitimate foundation and were thus intended to cause harm, rather than to provide truthful or substantiated information.
11. These defamatory statements (the content of which is wholly denied by me) are intended to negatively impact my reputation as a businessman. The statements made by Respondent are deliberate, vexatious, misplaced, spurious, and untrue.
12. As a result of the defamatory statements made by Respondent, on various

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- 13 -

social media platforms and in various interviews (as set out above), I have suffered significant harm to my constitutional and common law rights, which include the right to reputation, dignity, privacy and safety. I will continue to suffer this harm while Respondent's defamatory publications remain online.

13. Accordingly, my attorneys of record, Michael Strauss of Ian Levitt Attorneys, dispatched a letter of demand to Respondent on 28 August 2024. The letter of demand is attached hereto marked "FA6". The letter of demand, called for Respondent to:

- 13.1 retract the statements on every social media platform on which they were published and falling within Respondent's control, by no later than 4 September 2024; and
- 13.2 publish the following apology and retraction on each platform on which Respondent's statements are published, falling within his control;

"My statements as they relate to Mark Lifman have been unreservedly retracted due to factual inaccuracies which may have been defamatory to the subject of the statements. I have agreed to this retraction to avoid unnecessary litigation and as an amicable

603

- 14 -

resolution to the dispute with the subject."

13.3 share the public retraction with all media houses with which Respondent has conducted the media statements and interviews;

13.4 apologize to me in writing for said factual inaccuracies in Respondent's statements and the defamation of me.

14. Notwithstanding the aforesaid, Respondent failed to comply with my demand. Further to this non-compliance, Respondent failed to respond to my correspondence, by the imposed deadline of 4 September 2024. Instead, the Respondent elected to conduct himself as follows:

14.1 on 28 August 2024, Respondent sent me a WhatsApp message that stated:

"Hi Mark,

Let the party begin.

Rather communicate directly with me, if you got something to discuss.

@YellowRandolf"

14.2 on 6 September 2024, Respondent posted the following statement

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- 15 -

on Facebook:

"While I was spending last week with my daughter at Burning Man, developments against extortion in South Africa heated up suddenly in absolutely mind-blowing ways: SAPS and local security forces have started collaborating (something they weren't allowed to do under the former police minister), and dozens of extortionists around the country have already died in police gunfire, sending VERY clear signals.

Only the (alleged) kingpin of the underworld, MARK LIFMAN, is still comfortably sitting in his villa in Sea Point and playing his usual game of intimidating his opponents (right now that's me) with pointless legal letters that arrived while I was off the grid. We'll see what happens at Mark Lifman's house in the next few weeks. And there's a chance he'll be smiling because his lawyer, Michael Strauss of Ian Levitt Attorneys, manages to censor me? MONEY BUYS CENSORSHIP. If I don't find a lawyer with big balls (or ovaries) who's willing to support me (pro bono!) in this matter, you might soon see me lie and say: "My statements as they relate to Mark Lifman have been unreservedly retracted due to factual inaccuracies which may have been defamatory to the subject of

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- 16 -

the statements. I have agreed to this retraction to avoid unnecessary litigation and as an amicable resolution to the dispute with the subject."

Everyone who ever paid Mark Lifman's, Hussein Taleb's, or Nafiz Modack's extortion fees is helping fund these lawyers that continue to silence and intimidate the witnesses of the racketeers. Whether it's extortion in the townships, construction sites, taxis, or nightlife economy: #ExtortionMustEND... and #MarkLifman needs to go to prison!"

14.3. on 8 September 2024, Respondent sent me a WhatsApp message that stated:

"The sudden rise in the number of deaths of alleged extortionists from police shootouts is astonishing. Mchunu is not just talking, it seems?"

The WhatsApp message of 8 September 2024 included links to two articles which made reference to the killing of individuals suspected of extortion, by members of the South African police and to how police minister Senzo Mchunu intends to deal with extortion gangs that have been "terrorizing communities".

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- 17 -

15. On 18 September 2024 respondent published a statement on his website, a copy of which is attached hereto marked "FA7" which states as follows:
-"while 3000+ Online marketers are currently enjoying unlimited drinks and driving bumper cars at OMClub networking party at DMEXCO in Cologne, I'm meditating in the Redwoods of California, meeting people as my RV allows me to stay in the heart of the Silicon Valley, taking eventful trips to Santa Cruz and surroundings and follow my instinct to learn from the best when it comes to helping myself and others navigating ADHD and related neurodiverse conditions at the upcoming Stanford Neurodiversity Project #stanfordneurodiversitysummit next Sunday. All this while continuing the work of the #ExtortionMustEND campaigns and preparing the biggest upset that #MarkLifman has ever experienced. Life Isn't boring. just because I miss this party once and I'll certainly be back next year."*

(my emphasis)

16. Despite the considerable prejudice I have endured and continue to face, as a result of Respondent's conduct, Respondent has nevertheless attempted to continue to cause prejudice to me by disseminating the letter of demand dated 28 August 2024 to various South African media outlets, including News24 and the Daily Voice, many of which have subsequently published

SCJ

- 18 -

further articles about me.

17. Moreover, Respondent's reference to certain articles which detail severe consequences for suspected extortionists, appears to convey a veiled or indirect threat towards me.
18. Respondent's actions, including the disregard for the demands set out in the letter of 28 August 2024 and the further dissemination of the dispute through various media channels, reflect a deliberate attempt to exacerbate the harm to my reputation, rather than address the matter responsibly. Respondent's failure to respond and his continued engagement with media outlets and social media platforms not only undermines the seriousness of my demands but also intensifies the reputational damage to me.
19. I am thus left with no choice but to take the necessary legal steps to restrain Respondent from continuing with his unlawful conduct. Until such time as I do so, Respondent will continue to unlawfully defame me. I also intend to proceed with the action for damages as set out aforesaid.

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- 19 -

ATTACHMENT AND CONCLUSION

20. The respondent is the owner of an immovable property situate at 29 Joubert Street, Green Point, Cape Town, which was purchased for the amount of R5 600 000 (five million six hundred thousand rand). I attach hereto, as annexure "FA8" in this regard a search carried out on 11 September 2024. This is the only asset which I can find of respondent in South Africa.
21. I submit that, a proper case has been made out for the *ex parte* relief sought by me.

SERVICE OF THE ORDER

22. Respondent has advised Strauss that he prefers correspondence sent to him by means of WhatsApp, to his WhatsApp number.
23. As we do not know the exact whereabouts of Respondent, this is the most effective way of serving the order and this application on the Respondent. As such, relief will be sought in the notice of motion for such relief.

SCS

- 20 -

URGENCY

24. As appears from what is set out in this application I am the victim of an insidious campaign of defamation at the hands of respondent which is ongoing. I cannot be afforded substantial redress at a hearing in due course and this application is extremely urgent, in this regard:

24.1. I have taken whatever steps I can to avoid bringing proceedings against the respondent but, not only has my request for an undertaking been ignored by respondent, respondent has utilized my request in order to further publicize his campaign of defaming me within the area of jurisdiction of the above Honourable Court.

24.2. Respondent's relentless campaign of defamation against me is proceeding on an ongoing basis and it is critical that I bring this application as soon as possible in order to do whatever I can to stop further defamations against me. In the event that I do not take urgent legal steps against respondent, there will no doubt be further publications of defamatory statements against me, to my ongoing prejudice.

LCJ

- 21 -

- 24.3. It is submitted that I have no choice but to bring this application to the above Honourable Court as soon as I can and as a matter of urgency.
25. I believe that the effect of the attachment sought in this application and the interdict proceedings to be brought pursuant thereto in the ordinary course will have the effect of restraining the respondent from continuing to defame me and that it will not be necessary to bring the interdict proceedings as a matter of urgency. However in the event that respondent continues to defame me notwithstanding the attachment and the interdict proceedings brought in the ordinary course, it will be necessary for me to convert the interdict proceedings brought in the ordinary course to interdict proceedings brought as a matter of urgency.


CONFIRMATORY AFFIDAVIT

26. An affidavit of Strauss confirming the facts herein contained insofar as they refer to him is attached hereto marked "FA9".

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- 22 -

WHEREFORE I pray for an order in terms of the notice of motion to which this affidavit is attached.



 DEPONENT

THUS SIGNED AND SWORN TO before me at Johannesburg on this the 23rd day of September 2024 by the deponent who acknowledges that the deponent knows and understands the contents of this affidavit; that it is the truth to the best of the deponent's knowledge and belief and that the deponent has no objection to taking the prescribed oath and regards the same as binding on the deponent's conscience and the administration of the oath complied with the Regulations contained in Government Gazette No. R1258 of 21 July 1972, as amended.


 Chad Jacobs
 Commissioner of Oaths Ex Officio
 Practising Attorney (SA)
 Date: _____
 24 Crescent Drive, Melrose Arch, Johannesburg

 COMMISSIONER OF OATHS

EX OFFICIO:
 FULL NAMES:
 PHYSICAL ADDRESS:
 DESIGNATION:

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Randolf Jorberg

FA 1

South Africa's TV institution Carte Blanche just published "Extortion City"



Randolf Jorberg · Follow

25 July · Cape Town · 🌐



South Africa's TV institution Carte Blanche just published 'Extortion City', an exposé on the murder of my doorman Joe, extortion in Cape Town and its consequences. We filmed it during my final days in Cape Town just before my departure and following the sale of Beerhouse (on Long).

Mark Lifman must pay for his crimes, the new police minister, Senzo Mchunu, must take action and the story on extortion needs to end, whether it's in the inner city, the construction sites of our country or in the townships... If businesses continue paying for extortionists legal bills, we will soon all live in fear of our children being abducted.— 😊 feeling ready with Caryn Dolley and Catherine Rice at Beerhouse.

It felt like the right time to tell the full truth (though there's still many untold stories that didn't fit into the 15 minutes), before beginning a new chapter...



YOUTUBE.COM

Extortion City | Carte Blanche | M-Net

On the surface, Randolph Jorberg - with his bright yellow t-shirt, sunglasses and newly dyed ...

👍 25

4 share

👍 Like

💬 Comment

✉ Send

🔗 Share

Handwritten initials 'SW'



Posts

Filters

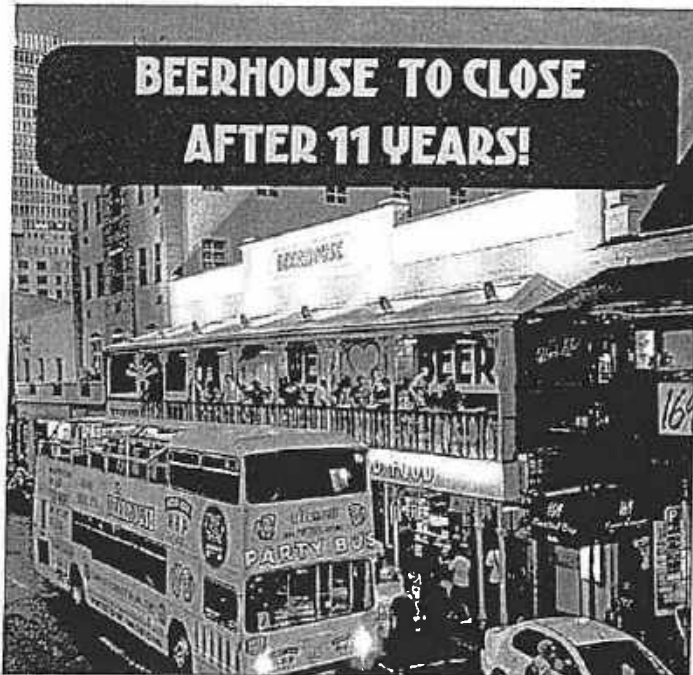


Randolf Jorberg is at Beerhouse.

5 August · Cape Town · 🌐



Beerhouse closing after 11 years is hopefully a turning point in the story on extortion in South Africa and I can hopefully one day return home to Cape Town feeling safe and that we made a difference. It's rare that the closure of a bar makes the frontpage of Cape Town's biggest newspaper Cape Argus, Google's trending topic, Daily Maverick most-read article and many other media to report on it. Speaking from outside the country and reach of #MarkLifman, #NafizModack and their gangs means that while Beerhouse did end, my voice will not be quietened. Catch me tonight 7.30 pm on SAfmRadio and Carte Blanche is also going to release the full interview with me, after their 15 minute TV expose aired and got 100k+ views online...



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Like

Comment

Send

Share

Handwritten signature 'L2 CJ'

29'
FA3''



Randolf Jorberg

24 August at 20:49 · 🌐

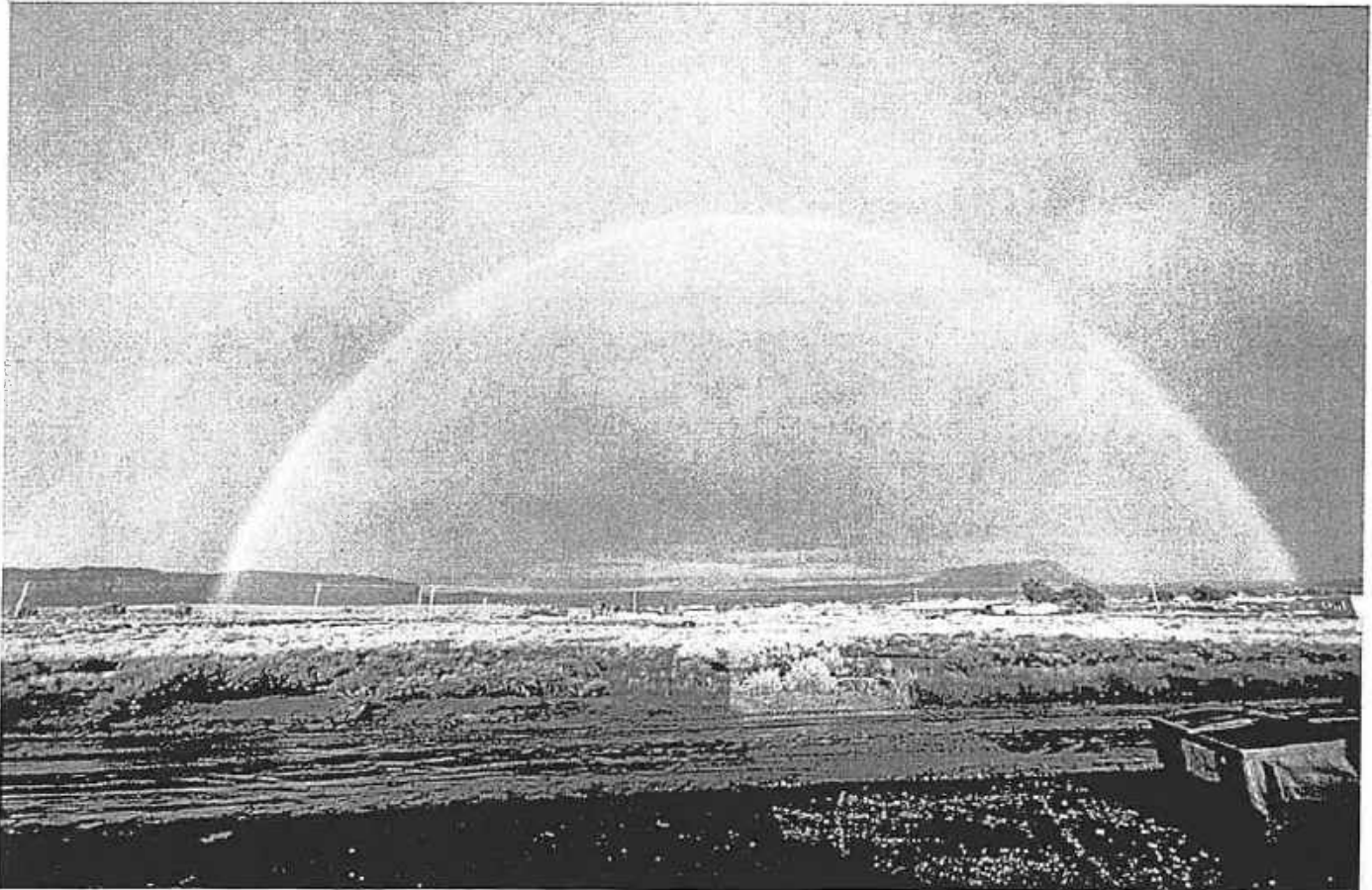
...

Does anyone know a South African attorney who's willing to represent and assist me PRO BONO in formally opening the case against MARK LIFMAN and HUSSEIN TALEB for intimidation and extortion leading to murder?

I feel that's necessary now, as SAPS seems to be unable to take such statements from me via video calls and they have formal requirements which doing this through Interpol (represented by the FBI in the US, where I am for the next two months) struggles to fulfill and/or complicates.

I'm surprised to see that video calls and documents shared via Google drive can't be used in 2024 and need this attorney as a 'translator' to make sure this case is not dropped again. Having lost my source of income and fast dwindling savings I'm not able to fund a lawyer myself.

#ExtortionMustEND #MarkLifman



🔒 12

11 1

Like

Comment

Send

Share

View more comments



Author

Randolf Jorberg

Some comprehensive background coverage by Carte Blanche

<https://www.youtube.com/watch?v=j2MFtwk-ZPA>

Or the full 48 minute interview which police isn't willing to consider as part of my statement. ... See more

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FAH"



Write a comment...



Randolf Jorberg updated his cover photo.

24 August at 23:47 · 🌐

...

On the front page of the Daily Maverick right now!

<https://www.dailymaverick.co.za/.../2024-08-24-police.../>

Article on extortion summarizes the situation very well. Incredible reporting by Journalist Rockstar Caryn Dolley who tirelessly worked on the matter of extortion for 10+ years! Whether the police is really on track to effectively solve this and the law manages to prosecute well known gangsters like Mark Lifman this time around is also depending on other victims coming forward!

I'm currently speaking to A LOT of stakeholders and will always have an open inbox, advice and 100% confidentiality to fellow victims willing to change the status quo. Please reach out on WhatsApp +27.79.7301010 and follow up if I didn't respond within 48 hours as it's hectic here and I'm 9 hours behind and on my way to Burning Man Project in the desert..

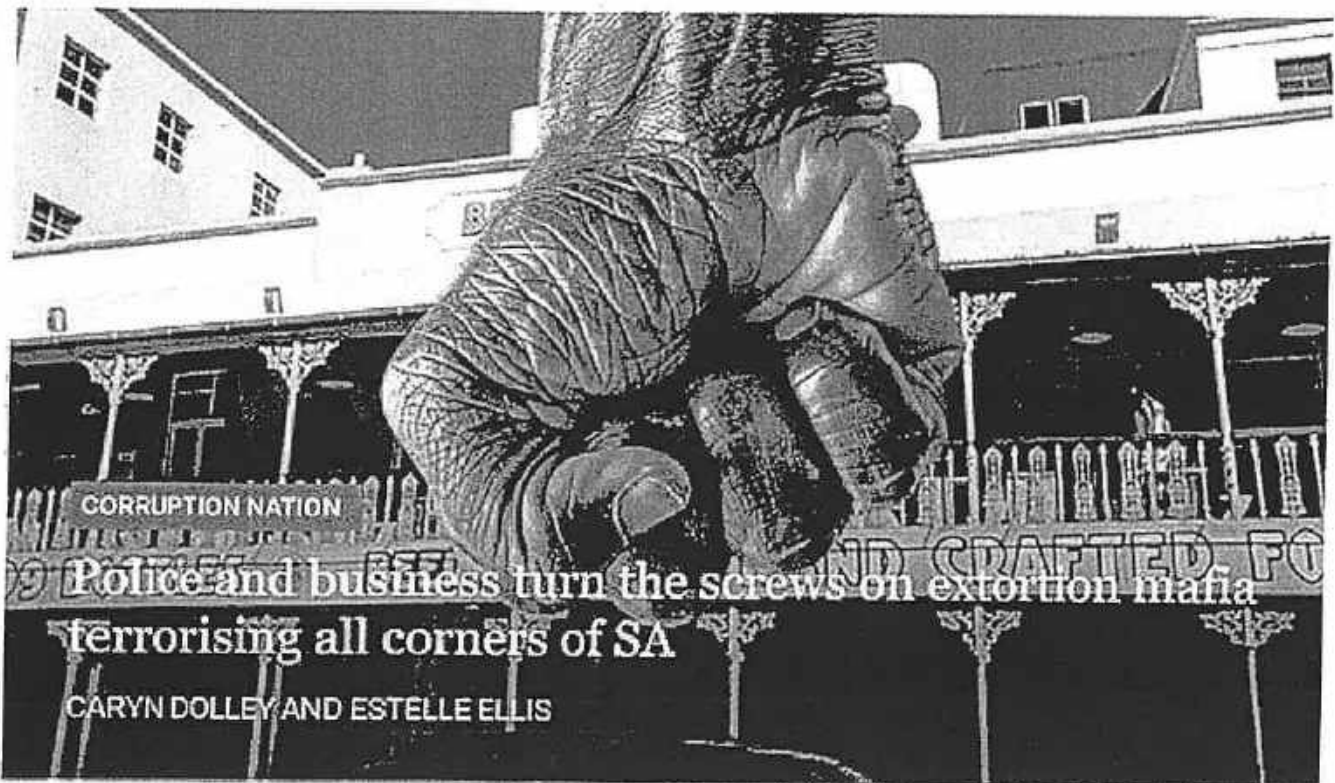


dailymaverick.co.za



DAILY MAVERICK

DEFEND TRUTH



1/2 CJ

FA^{'81}5''



Posts

Filters



Randolf Jorberg is at Beerhouse.

25 August at 11:26 · Cape Town · 🌐



The issue of extortion is on the frontpages of @sundaytimes_za and @dailymaverick today, the recent 15 minute exposé and the 48 minute interview by @carteblanchetv have gained 200k+ views but BEERHOUSE is closed and can't pay the bills anymore to get Mark Lifman prosecuted.

Is there any South African attorney willing to represent and assist me PRO BONO in formally (re-)opening the case against MARK LIFMAN and HUSSEIN TALEB for intimidation and extortion leading to murder?

I feel that's necessary now, as SAPS seems to be unable to take such statements from me via video calls and they have formal requirements which Interpol (represented by the FBI in the US, where I am for the next two months) struggles to fulfill and/or complicates.

I'm surprised to see that video calls and documents shared via Google drive can't be used in 2024 and need this attorney as a 'translator' to make sure this case is not dropped again. Having lost my source of income and fast dwindling savings I'm not able to fund a lawyer myself. Please forward this to any attorney who might be willing to help.

✓ Randolf Jorberg aka @YellowRandolf

WhatsApp +27.79.7301010

#ExtortionMustEND #MarkLifman

Sc

FA "6"

Ian Levitt Attorneys

Our Ref
Date
Your Ref

M Strauss/TI/MAT4435
28 August 2024

Writers Email:

michael@ianlevitt.co.za
tawla@ianlevitt.co.za

URGENT
"WITH PREJUDICE"

ATTENTION: MR. RANDOLF JORBERG
PER WHATSAPP: 079 730 1010
PER INSTAGRAM: @YellowRandolf

Dear Mr. Randolph Jorberg,

RE: DEFAMATORY STATEMENTS MADE AGAINST OUR CLIENT, MR. MARK LIFMAN

1. The above matter refers.
2. We confirm that we act for and on behalf of Mr. Mark Lifman ("our client").
3. We are instructed that you have made various public statements (set out more fully herein below), which statements are defamatory of our client in one or more of the respects addressed below, whether viewed individually or collectively.
4. These public statements are without foundation and have the purpose or effect of reducing the reputation of our client in the eyes of the reasonable viewer and/or reader.
5. In this regard, we note as follows:
 - 5.1. On or about 21 July 2024 at approximately 19h00, Carte Blanche released an episode, that was broadcasted by M-Net and DStv. The episode titled "Extortion City" (hereinafter referred to as the "broadcast"), which was premised on Carte Blanche's interview with you, made reference to our client.
 - 5.2. On 25 July 2024, you shared the broadcast in a Facebook post with the following statement (please see attached marked annexure "A1"):

Loi

"South Africa's TV institution Carte Blanche just published 'Extortion City', an exposé on the murder of my doorman Joe, extortion in Cape Town and its consequences. We filmed it during my final days in Cape Town just before my departure and following the sale of Beerhouse (on Long).

Mark Lifman must pay for his crimes, the new police minister, Senzo Mchunu, must take action and the story on extortion needs to end, whether it's in the inner city, the construction sites of our country or in the townships... If businesses continue paying for extortionists legal bills, we will soon all live in fear of our children being abducted.

It felt like the right time to tell the full truth (though there's still many untold stories that didn't fit into the 15 minutes), before beginning a new chapter..."

- 5.3. On 5 August 2024, you posted the following statement on your Facebook page (please see attached marked annexure "A2"):

"Beerhouse closing after 11 years is hopefully a turning point in the story on extortion in South Africa and I can hopefully one day return home to Cape Town feeling safe and that we made a difference...Speaking from outside the country and reach of #MarkLifman, #NafizModack and their gangs means that while Beerhouse did end, my voice will not be quietened. Catch me tonight 7.30 pm on SAfmRadio and Carte Blanche is also going to release the full interview with me, after their 15 minute TV expose aired and got 100k+ views online.."

- 5.4. On 25 August 2024, you posted the following statement on Facebook (please see attached marked annexure "A3"):

*"Does anyone know a South African attorney who's willing to represent and assist me PRO BONO in formally opening the case against MARK LIFMAN and HUSSEIN TALEB for intimidation and extortion leading to murder?...
#ExtortionMustEND #MarkLifman"*

- 5.5. On 25 August 2024, you shared an article by the Daily Maverick titled "Police and business turn the screws on extortion mafia terrorizing all corners of SA" on Facebook with the following statement (please see attached marked annexure "A4"):

"Article on extortion summarizes the situation very well. Incredible reporting by Journalist Rockstar Caryn Dolley who tirelessly worked on the matter of extortion for 10+ years! Whether the police is really on track to effectively solve this and the law manages to prosecute well known gangsters like Mark Lifman this time around is also depending on other victims coming forward!"

- 5.6. On 25 August 2024, you posted the following statement on Facebook (please see attached marked annexure "A5"):

"The issue of extortion is on the frontpages of @sundaytimes_za and @dailymaverick today, the recent 15 minute exposé and the 48 minute interview by @carteblanchetv have gained 200k+ views but BEERHOUSE is closed and can't pay the bills anymore to get Mark Lifman prosecuted.

Is there any South African attorney willing to represent and assist me PRO BONO in formally (re-)opening the case against MARK LIFMAN and HUSSEIN TALEB for intimidation and extortion leading to murder?"

- 5.7. On 6 August 2024, in an interview with Newzroom Afrika you stated that:

"...if you operate in the nightlife as a bar or a club you have to pay up, consumers must know that they are paying for the legal defence of Mark Lifman and Nafiz Modack when they go out to party in Cape Town..."

Mark Lifman for sure he is not being tried for extortion but he ran this business for around about 10 years..."

5.8. These statements, which are accessible to the public-at-large are defamatory for the following reasons:

- 5.8.1 Your repetitive and interchangeable use of the words and hashtags "Extortion", "#ExtortionMustEnd", "extortionists" and "intimidation", with reference to our client clearly infers that our client is involved in and/or responsible for various criminal activities including unlawful threats made with the intention of obtaining a benefit.
- 5.8.2 Your repetitive and interchangeable use of the word "gangsters" and "gangs" in reference to our client, conveys express, implicit, or implied defamatory meanings, including the suggestion that our client is involved in criminal activities associated with gang-related conduct.
- 5.8.3 Your statement that, "*Mark Lifman must pay for his crimes,*" makes a direct and unequivocal assertion of our client's guilt in relation to unspecified crimes. This statement presupposes our client's criminality and demands retribution, which prejudices public opinion and damages our client's reputation by publicly labelling him as a criminal. The demand for "payment" for alleged crimes further implies that our client is guilty of serious wrongdoing, which undermines his character and integrity without due process.
- 5.8.4 Your repeated reference to the closure of the BeerHouse on Long Street in Cape Town, when associated with our client, conveys explicit, implicit, or implied defamatory meanings including the suggestion that our client's actions directly led to the cessation of BeerHouse's business operations.
- 5.8.5 Your statement "*...but BEERHOUSE is closed and can't pay the bills anymore to get Mark Lifman prosecuted.*" falsely links our client with the topic of extortion prominently featured in major media outlets. It suggests that the media coverage and increased public attention to

extortion are connected to our client, and it implies that our client's actions contributed to the closure of BeerHouse and its inability to finance legal proceedings against our client. This statement further exacerbates the damage to our client's reputation by implying his involvement in extortion, influencing public perception through misleading connections with high-profile media coverage.

- 5.8.6. Your statement "*Is there any South African attorney willing to represent and assist me PRO BONO in formally (re-)opening the case against MARK LIFMAN and HUSSEIN TALEB for intimidation and extortion leading to murder?*" explicitly accuses our client of serious crimes, including intimidation and extortion, and suggests our client's involvement in a murder. This statement not only defames our client by associating him with grave criminal conduct but also implies that our client's actions are so egregious that they warrant legal action and pro bono representation, further damaging our client's reputation and standing.
- 5.8.7. Moreover, your statement in 5.8.6 supra implies that there is an existing case in which our client is charged with intimidation and/or extortion. This is wholly untrue and falsely suggests that our client is currently involved in legal proceedings for these serious offenses, thereby further damaging our client's reputation by creating an erroneous public perception of ongoing criminal charges and legal issues.
- 5.8.8. Given the context of the broadcast and your written statements on various social media pages, which suggest our client's association with or contribution to various criminal activities, the express, implicit, or implied meaning of the statements are defamatory to our client.

- 5.8.9 The only conclusion for the reasonable viewer and/or reader is that the criminal activities occurring in the city of Cape Town are linked, in some unspecified manner, to our client. This "inferred" connection is without more, and despite being unsubstantiated, defamatory to our client.
- 5.9. The reach of your defamatory statements is extensive and has caused and will continue to cause our client significant reputational damage. We note that many of the above listed posts on Facebook have also been shared to your Instagram page.
- 5.10. In this regard, your defamatory statements are intended to impugn the integrity and good name of our client by suggesting, alternatively implying, that:
- 5.10.1. our client is a criminal;
 - 5.10.2. our client is involved in unlawful and / or criminal conduct;
 - 5.10.3. our client is responsible for the murder of BeerHouse's doorman, Joe;
 - 5.10.4. our client is responsible for the closing down of Beerhouse; and
 - 5.10.5. our client is the subject of existing criminal proceedings relating to extortion and/or intimidation.
6. Moreover, the defamatory statements made by you are presented as statements and/or conclusions of fact. To the extent that any evidence could be presented to support your claims, none is offered (understandably, because none exists), which you yourself have conceded. In this regard, we note that in the full interview with Carte Blanche, when asked whether you would "testify against Naviz Modack", in relation to various alleged crimes, you stated:

LJ

"Naviz Modack I got fairly little against. I mean yes, we pay him, but to me the murderer is Mark Lifman..."

When asked whether you would "testify against Mark Lifman", you stated:

"Ofcourse"

The Carte Blanche journalist goes on to ask "what kind of evidence you have that he was behind Joe's killing", to which your response was as follows:

"I don't have factual evidence as a sworn statement by the hitman that he was ordered by Mark Lifman. I was never given an option that there could be anyone else behind that. I can only show the levels of intimidation and who intimidated me. It would be up to investigations to prove that these men work for him. But I also got no doubt that that is the easiest task in the world."

7. Having regard to paragraph 6 supra, your defamatory statements are further in bad faith and/or wrongful given that you have admitted to having no factual basis or evidence to support your claims against our client. This admission underscores that your statements were made without a legitimate foundation and were thus intended to cause harm, rather than to provide truthful or substantiated information.
8. These defamatory statements (the content of which is wholly denied) are intended to negatively impact our client's reputation as a businessman. The statements made by you are deliberate, vexatious, misplaced, spurious, and untrue.
9. As a result of the defamatory statements made by you, on various social media platforms and in various interviews (as set out above), our client has suffered significant harm to his constitutional and common law rights, which include the right to reputation, dignity, privacy and safety. Our client will continue to suffer this harm while your defamatory publications remain online.

DEMAND

10. In the circumstances, having regard to the defamatory nature of your statements and the prejudice suffered by our client, as a result of your publication of false facts, we are instructed to demand on behalf of our client as we do, that:

10.1. You retract the statements on every social media platform on which they were published and falling within your control, within 7 days of receipt of this letter, and in any event by no later than 4 September 2024; and

10.2. You publish the following apology and retraction on each platform on which your statements are published, falling within your control;

"My statements as they relate to Mark Lifman have been unreservedly retracted due to factual inaccuracies which may have been defamatory to the subject of the statements. I have agreed to this retraction to avoid unnecessary litigation and as an amicable resolution to the dispute with the subject."

10.3. You share the public retraction with all media houses with which you have conducted the media statements and interviews;

10.4. You apologize to our client in writing for said factual inaccuracies in your statements and the defamation of our client.

11. We hope that this matter can be amicably resolved between our client and yourself.

12. Should you agree with our approach above, then we request you confirm same in writing by close of business, **Monday 2 September 2024**.

RESERVATION OF RIGHTS

13. Should you fail to accede to our client's reasonable demands within the time period stipulated and/or to our client's satisfaction, then our client will be compelled to take the following steps against you, including but not limited to:
- 13.1. Instituting litigation against you which may take the form of:
- 13.1.1. Mandatory interdictory proceedings, whether interim or final, to seek that your statements are removed and/or withdrawn;
 - 13.1.2. Declaratory relief to declare your statements defamatory and thus unlawful;
 - 13.1.3. Restitutionary relief, including an apology, a retraction, and damages in the form of a *solatium* award; and/or
 - 13.1.4. Punitive costs orders, and on a punitive scale as between attorney-and-own-client, including the costs of multiple counsel where so employed; and/or
- 13.2. Any other remedy available to our client, in law.
14. We advise that in the event of litigation being instituted, we reserve our client's right to expressly contend that notwithstanding any claim for defamation, your conduct amounts to *animus injuriandi*, and accordingly is still worthy of liability and sanction relying on the above facts, which may be supplemented in due course.
15. We also expressly reserve our client's rights to pursue its legal remedies against any third party who reposts the content of your statements, whether in whole and/or in part.

SOS

16. Should no litigation have yet been launched against you for the defamation outlined herein, then we reserve the right to join you therein as appropriate, and/or if such litigation has been launched, to seek the appropriate joinder of, and/or consolidation of any other matter involving third parties as necessary.
17. We hope that this will be unnecessary
18. In the interim, all our client's rights remain reserved.

Yours faithfully,

IAN LEVITT ATTORNEYS

PER: MICHAEL STRAUSS // TAYLA ILSLEY

SENT ELECTRONICALLY AND THEREFORE UNSIGNED

A handwritten signature in black ink, appearing to be "Tayla Ilsley", located in the bottom right corner of the page.



Posts

Filters

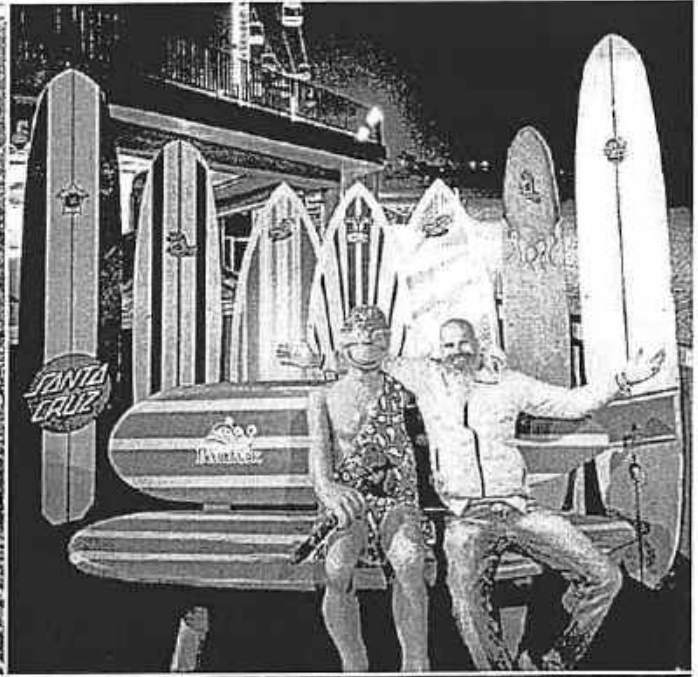
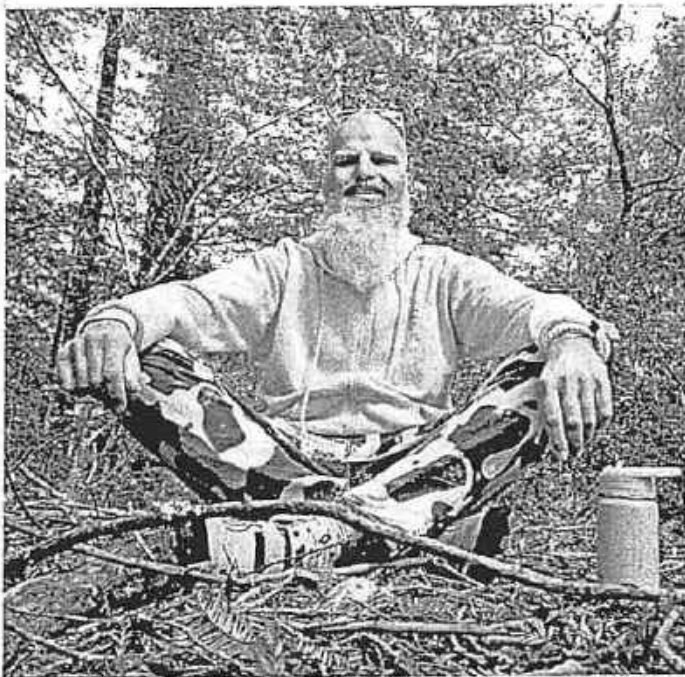


Randolf Jorberg is at Stanford University.

18 September at 23:50 · Stanford, CA, United States · 🌐

While 3000+ Online marketers are currently enjoying unlimited drinks and driving bumper cars at my OMClub networking party at DMEXCO in Cologne, I'm meditating in the Redwoods of California, meeting people as my RV allows me to stay in the heart of the Silicon Valley, taking eventful trips to Santa Cruz and surroundings and follow my instinct to learn from the best when it comes to helping myself and others navigating ADHD and related neurodiverse conditions at the upcoming Stanford Neurodiversity Project #stanfordneurodiversitysummit next Sunday.

All this while continuing the work of the #ExtortionMustEND campaigns and preparing the biggest upset that #MarkLifman has ever experienced. Life isn't boring, just because I miss this party once and I'll certainly be back next year 🤪🇺🇸



Stanford Neurodiversity Summit 2024
Putting Strengths-Based Approaches in Action
 Li Ka Shing Center, Stanford University, California
September 22-24, 2024
 Hybrid Event • Up to 25 CME/CE Credits

Employment:
 Strengths-based Culture in the Workplace • Building Your Strengths in a Trade • Developing an Employee Workshop on Supporting a Neurodiverse Workforce

Mental Health:
 Strengths-based Assessments • Strengths-based Interventions • Strengths-based Approach to Deliver a Diagnosis

Higher Education:
 The Intersectionality of Neurodiversity • The Transformative Potential of Strengths-Based Approaches in STEM Higher Education • Harnessing the Strengths of Neurodiversity in Medicine

K-12 Education:
 Why Take a Strengths-Based Approach? • Strengths-boosted IEPs • How to Work Strengths Into the Day Within a Curriculum

Human Rights:
 Increasing Support to Neurodiverse Individ...

Handwritten initials or mark.

GREEN POINT, JOUBERT, 29

STREET TO ERF CONVERSION

"FA 8"

SEARCH INFORMATION

Summary	
Search Type	STREET TO ERF CONVERSION
Search Description	GREEN POINT, JOUBERT, 29
Reference	HELLENE
Date	11/09/2024

ERF INFORMATION

Summary	
Deeds Office	CAPE TOWN
Property Type	ERF
Township	GREEN POINT
Erf Number	2010
Portion Number	0
Municipality	CITY OF CAPE TOWN
Province	WESTERN CAPE
Purchase Date	05/04/2008
Purchase Price	R5 600 000,00
Coordinates (Lat. Long)	-33 91105698,18.40564764

Street Address	
Full Address	29 JOUBERT ROAD
Suburb	GREEN POINT

OWNER INFORMATION

Owner Name	ID / Reg. Number	Title Deed Number
JORBERG RANDOLF MAREK	B*073*	TS1416/2008

54

PROVIDED BY GOOGLE



REPORT INFORMATION

Date of Information	11/09/2024 15:32
Print Date	23/09/2024 08:24
Generated By	HELLENE FYNN
Reference	HELLENE
Report Type	STREET TO ERF CONVERSION



545

"FA9"

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

CASE NO :

In *ex parte* application of:

MARK LIFMAN

Applicant

In re:

MARK LIFMAN

Applicant

and

RANDOLF JORBERG

Respondent

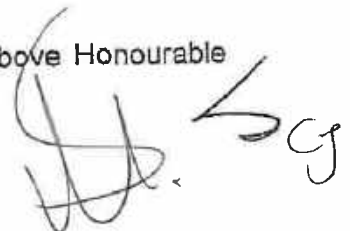
CONFIRMATORY AFFIDAVIT

I, the undersigned,

MICHAEL STRAUSS

do hereby make oath and state that

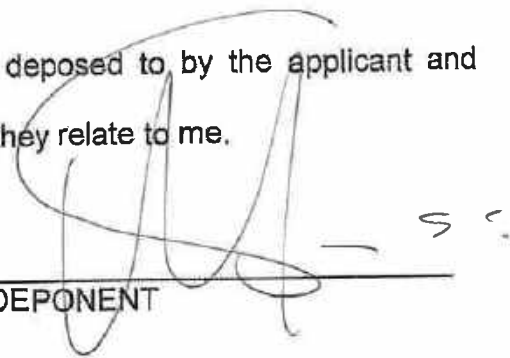
1. I am an adult male duly admitted attorney of the above Honourable



Court in the employe of Ian Levitt Attorneys, situate at The 12th Floor,
The Leonardo Building, 75 Maude Street, Sandton.

2. The facts herein contained are save where otherwise indicated within
my own personal knowledge and are to the best of my belief both true
and correct.

3. I have read the founding affidavit deposed to by the applicant and
confirm the facts therein insofar as they relate to me.



DEPONENT

THUS SIGNED AND SWORN TO before me at September on
this the 23rd day of September 2024 by the deponent who
acknowledges that the deponent knows and understands the contents of this
affidavit; that it is the truth to the best of the deponent's knowledge and belief
and that the deponent has no objection to taking the prescribed oath and
regards the same as binding on the deponent's conscience and the
administration of the oath complied with the Regulations contained in
Government Gazette No. R1258 of 21 July 1972, as amended.

EX OFFICIO:
FULL NAMES:
PHYSICAL ADDRESS:
DESIGNATION:

COMMISSIONER OF OATHS
Chad Jacobs
Commissioner of Oaths Ex Officio
Practising Attorney (SA)
Date: _____
24 Crescent Drive, Melrose Arch, Johannesburg

CJ

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

X
27 Sep 2024
AML

CASE NO.: 20612/2024 "B"

CAPE TOWN: 27 SEPTEMBER 2024

BEFORE THE HONOURABLE JUSTICE MANGCU-LOCKWOOD

In the *ex parte* application of:

MARK LIFMAN

In re:

MARK LIFMAN

and

RANDOLF JORBERG



DRAFT ORDER

HAVING read the documents filed of record, heard counsel and having considered the matter, it is ordered that: -

1. The matter is heard as one of urgency the usual time periods, notice and service in terms of the Rules of Court are dispensed with.
2. The Sheriff of the above Honorable Court or his Deputy is authorized and directed to effect an attachment over the immovable property owned by Respondent situate at 29 Joubert Street, Greenpoint, Cape Town in order to found or confirm the jurisdiction of the above Court in regard to an application for an interdict which

IAN LEVITT ATTORNEYS
c/o ENGLAND SLABBERT ATTORNEYS INC
TEL: (021) 007 5828 | Email: nickl@englandslabbert.co.za
Ref: N Slabbert/IAN1/0060
BOX 22

applicant intends to bring against Respondent and action proceedings which Applicant intends to bring against Respondent for damages.

3. The costs of this application are reserved for determination by the Court dealing with the application for an interdict which Applicant intends to bring Respondent.

BY ORDER OF THE COURT



COURT REGISTRAR

IAN LEVITT ATTORNEYS
c/o ENGLAND SLABBERT ATTORNEYS INC.
Suite 10AB, 10th Floor, The Pinnacle Building
Cnr Strand, Burg and Castle Streets
(Entrance on Burg Street), Cape Town
Tel: (021) 007 5828
Ref: N Slabbert/IAN1/0060

HIGH COURT BOX 22

