

## Annexure D – Incidents of Harassment by Bonggi to Mr Theo Fitchat

|                                   | Date/time:     | Event:   |
|-----------------------------------|----------------|--|
| 1.                                | 2019 - 2022    | <p>Bonggi is a primary school student (approximately between 10 and 12 years old) who lives across the dam from us, in 18 Moepel Crescent, Klein Bron Mews.</p> <p>Children regularly harass us. Every time the children harassing us were new children that we had never seen before. A few children would harass us for a few weeks, then a different few children would harass us for a few weeks, and so on.</p> <p>The only constant children every time were the Franken children and Bonggi.</p> <p>After the Frankens moved into their house, Bonggi made friends with the Frankens' daughter, Alaina, and she regularly walked past our house to visit Alaina.</p> <p>In the beginning Bonggi just went there normally, but later she started harassing us.</p> |
| <b>“KEEP OFF THE GRASS” SIGNS</b> |                |  |
| 2.                                | Jul – Aug 2021 | <p>After we planted new grass in our front yard, we placed “Keep off the Grass” signs in the grass so that people would not walk over it and kill the new grass.</p> <p>Despite the signs, Bonggi started walking over the new grass, and sometimes ran and jumped on it.</p> <p>My wife and I asked her not to do that, but she did not listen, and whenever she was with a group of friends, she just again jumped on the grass.</p>   |
| <b>NOISE</b>                      |                |  |
| 3.                                | Jul – Aug 2021 | <p>Bonggi and Alaina regularly made a noise outside our house when they played there or when they walked past there on their way to either the dam or to Alaina's house.</p> <p>Initially the noise was just mildly annoying and not something we would complain about, but in the <b>first week of October 2021</b>, the noise increased more and more.</p> <p>A group of children which included Bonggi kept making a noise outside our bedroom windows at night, waking up our children.</p>  |
| <b>“AFRISIST” EVENING</b>         |                |  |

|                       |              |  |
|-----------------------|--------------|--|
| 4.                    | 19 Oct 2021  | A group of boys made a noise outside our house at night, and I went to tell them to be quiet. I think I saw Bongi's brother was in the group.  |
| 5.                    | 20 Oct 2021  | In the morning one pink plakkie was lying on the border between our house and the Frankens' house. Bongi and Mia Cloete had previously kicked off their plakkies on our grass and then ran to fetch them.  |
| 6.                    | End Oct 2021 | Over the next few days, Bongi and Mia would many times stand near the border between our and the Frankens' houses and give a short scream and then run away. They did this in the day and at night when our children were trying to sleep.   |
| <b>RAMP</b>           |              |  |
| 7.                    | End Oct 2021 | Whenever my wife or I appeared at our kitchen window, a group of children would run to our bottom ramp and start playing there and making a noise. Bongi was one of the children.  |
| 8.                    | 25 Oct 2021  | I tried to get a protection order against Mr and Mrs Franken, for harassment, but was unsuccessful. The police gave me a case number (9/10/2021), but I later found out that no case was opened at the time. I am not sure why not. That case number belonged to someone else.   |
| <b>ROTTWEILER</b>     |              |  |
| 9.                    | 26 Dec 2021  | I got a Rottweiler.  |
| 10.                   | 28 Dec 2021  | <p>I noticed that Bongi was riding a bike, which I had never seen her doing before, and wearing a pink t-shirt similar to that which Mrs Franken's daughter and Mr Cloete's daughter were also wearing while on holiday in Lambertsbaai, according to Mrs Franken's Whatsapp status update photos during the time.</p> <p>Later that day, I went for a walk with my dog, and I saw Bongi and two other children walking in the street.</p> <p>When I walked around the dam, Bongi and the other children ran away and went to sit on a bench.</p> <p>They were still sitting there when I walked past.</p> |
| <b>BONGI INCIDENT</b> |              |  |
| 11.                   | 30 Dec 2021  | <p>There were again some children trespassing on my property, and trying to throw a ball over my wall at my dog. I had previously picked up stones in that area as well, and I suspected the children had tried to throw stones at my dog.</p> <p>I suspected that Bongi was involved in the vandalism at my house as well.</p>  |

|  |  |
|--|--|
|  | <p>The two children kept making hand motions to call Bongi, the apparent leader of the group, and to show her it was ok to play in front of our gate where our Rottweiler was.</p> <p>I took the dog to the group of children, and I addressed Bongi, who was on a bike.</p> <p>We regularly spoke to Bongi since early 2021 to not come to our house, but she simply ignored us and kept coming back.</p> <p>I told her to stop coming to my house, and she smirked at me. I asked her what she was doing at my house and she said Mrs Franken had told her to bring us a letter and to say Mrs Franken was on holiday.</p> <p>Someone had left a letter in front of our door on <b>25 December 2021</b> apparently written by Mrs Franken's children in which they pretended to apologise for making a noise outside our house. That seemed to be the note Bongi was talking about.</p> <p>A few weeks after the children made the noise, our house was vandalised (on about <b>22 or 23 December 2021</b>), so we did not believe it was a sincere apology.</p> <p>When Bongi said she had to tell us Mrs Franken was on holiday, I asked her why, but she didn't reply. We are not on speaking terms with Mrs Franken so why would we care that she was on holiday?</p> <p>I told her that if she entered my yard again, the dog would bite her.</p> <p>I went back home.</p> <p>My wife went out the front door and saw Bongi's mother and a black man walking aggressively towards our house.</p> <p>My wife felt scared and immediately called security to come to our house.</p> <p>I felt very threatened at this point. I believed the attempted assault on the Afrisist evening, was a prelude to a physical attack. I felt that the harassment after the Afrisist evening was the build-up, and that the attack was now going to happen.</p> <p>I was afraid that Bongi's mother and/or the black man might try to attack me physically.</p> <p>I did not know if either of them were armed.</p> <p>When a woman attacks a man, and the man retaliates to defend himself, the law is more on the woman's side.</p> <p>If Bongi's mother attacked me, I would not have been able to defend myself. I believed that if I had defended myself against Bongi's mother, that she would have said it was an unprovoked attack from my side, and that I would have been arrested.</p> <p>I heard a knock on the front door.</p> <p>My front door has semi-transparent glass. Through the door I saw that it was Bongi's mother and a black man.</p> |
|--|--|

|               |             |  |
|---------------|-------------|--|
|               |             | <p>I went to fetch my BB gun. I stood inside my house, and they could see me holding a gun.</p> <p>They turned around and walked back at a casual pace in the direction they had come from, in the direction of their house.</p> <p>I went outside my house, and shouted after them to not come back to my house.</p> <p>I stayed on my property.</p> <p>When they were 30-40 meters away, across the road, I pointed the BB gun into the air, and fired a warning shot.</p> <p>The reason why I shot a warning shot was to scare Bongji's mother off, to prevent a possible future attack.</p> <p>It was to warn them that I would defend myself against them if absolutely necessary and if I had no other choice.</p> <p>They looked back at me over their shoulders for a moment, turned around and continued to walk away at a casual speed, with their backs to me, to their house. They did not run, and they did not show any fear. It looked like they knew a BB gun had been fired, and not a real firearm.</p> <p>I never aimed the BB gun at them, and I did not intend to harm them.</p> <p>The security estate's cameras record that area and the cameras will show that they slowly walked back to their house from my house.</p> <p>The estate security arrived at my house. I showed the security the BB gun. The security told me the police would come to my house to get my statement. The police have not been to my house yet.</p> |
| 12.           | 31 Dec 2021 | <p>I asked the estate security to escort me to Bongji's house, so that we can find out why she keeps trespassing on my property, and what her mother and brother were doing at my house. The estate security told me that I could not go to their house, because a criminal case had been opened against me.</p> <p>I later realised that, since Bongji's father appears to be absent and they live in a single mother household, because Bongji was not afraid to come near my house three days later, and because the estate security made up a story that Bongji's mother had opened a criminal case against me and thus that I was not allowed to go to her house under any circumstances, that Bongji's mother did not come to my house because they were afraid of my Rottweiler, but rather because Bongji's mother did not want me to witness the living conditions inside her apartment.</p> <p>I believe Bongji's mother is afraid that I would report her to Child Protection Services.</p>   |
| <b>POLICE</b> |             |  |

|                             |                |  |
|-----------------------------|----------------|--|
| 13.                         | 31 Dec 2021    | I went to Brackenfell SAPS police station. I asked the police staff what Bongi's case number was for the incident. They did not give me the case number, and told me that I did not need to make an affidavit, because a detective would contact me to get my information.   |
| 14.                         | 5 Jan 2022     | I went to Brackenrite Business Park on and spoke to Commander Westcott. He searched my ID number on the system, and said that no case against me was found opened on the system.   |
| <b>AFTER BONGI INCIDENT</b> |                |  |
| 15.                         | Early Jan 2022 | Bongi does not appear to be scared of me at all. Two days after the incident with the dog and BB gun mentioned above she started playing outside ( <b>1 January 2022</b> ). For two days she played on the other side of the dam, far away from my house. The third day ( <b>4 January 2022</b> ) she came to play on the jungle gym, which is actually only for children under 8. The fourth day ( <b>5 January 2022</b> ) she and her friends played a running game by the dam in front of our house.<br><br>She has constantly been playing outside our house since then. |