

DIRECTOR OF PUBLIC PROSECUTIONS

Western Cape Division

Tel: +27 21 487 7000 | 115 Buitengracht Street, Cape Town
8001 | P/Bag 9003, Cape Town, 8000, South Africa



National Prosecuting Authority
South Africa

The Chairperson
Association of Certified Fraud Examiners
South African Chapter

Sir/ Madam

RE: BRIGADIER PETRUS LODEWIKUS BERGH[04239873]

**THE STATE VERSUS MELIZISWE MONQO AND TWO OTHERS – CC 60/2019
[GEORGE CAS 90/07/2018]**

**THE STATE VERSUS WAYNE HENRY LAWRENCE – CC 16/2019
[BISHOP LAVIS 306/12/2017]**

I, Evadne Ann Kortje, a Senior State Advocate stationed at the Office of the Director of Public Prosecutions, Western Cape hereby confirm that I met Brigadier Petrus Lodewikus Bergh during the prosecution of the above matters.

Brigadier Bergh is attached to the Section: Priority Crime Specialized Investigation, where he is currently permanently employed as the Provincial Commander of the Section and as a Senior Forensic Analyst. I can confirm that Brigadier Bergh have been successfully trained in the use of Analyst Notebook, Text Chart and Chart Explore. This training assists with the used of the software for the analysis of communication data. Brigadier Bergh's field of expertise is the analysis of large quantities of data, the interpretation of such data as well as the visualization of analysed data.

In the matter the ***State versus Melisizwe Monqo and two others***, the three accused had multiple cell phone numbers and devices that they used to execute their elaborate insurance fraud scheme that ultimately led to the planned murder of the deceased whose life was fraudulently insured. The cell phone evidence was material to proof the conspiracy and

execution of the crimes perpetrated by the accused. Brigadier Bergh supervised and reviewed the initially analysis of the communications analyst. He also assisted with the exhibits that had to be prepared for the court and during the viva voce presentation of the evidence during the court proceedings.

Due to his firsthand knowledge of the analysis and evidence, Brigadier Bergh assisted with an additional analysis that became relevant during the state's case. This was regarding the movement(plotting) and communications between the accused on issues relating to their credibility. The meticulous manner in which the additional analysis was amplified by Brigadier Bergh contributed tremendously toward the court accepting the state's case and rejecting the accused's versions as false and not reasonably possibly true.

The evidence from this expert, gave the prosecution the necessary evidential material to prove that accused two, who was not present at the crime scene when the deceased was murdered acted in common purpose with the other two accused.

I therefore hold the view that Brigadier Bergh's expertise, his analysis, the ultimate work product, and oral presentation for court purposes is beyond reproach and highly commendable. The trial court accepted Brigadier Bergh's evidence as credible and reliable.

The matter the ***State versus Wayne Lawrence***, is an intimate femicide matter. Brigadier Bergh analysed the cell phone call data and downloading of the devices belonging to the accused and the deceased wherein the following aspects were highlighted, the communication between the cell phone numbers of the accused and the deceased at the relevant times, the plotting relevant for all periods especially the movement of the accused on the relevant dates and the communications originating from the accused is extremely relevant to indicate his stalking and persistent harassment of the deceased.

Brigadier Bergh analysis assisted to corroborate the evidence of the state's single witness the daughter of the deceased. It is my view the evidence of Brigadier Bergh was not disputed and therefore acceptable as credible and reliable.

Brigadier Bergh was always courteous and respectful with all the role-players involved during the prosecution of this case. The officer excelled in his field of expertise, and I deem Brigadier

Bergh as a leading expert in the country. I appreciate the professionalism and objectivity exhibited by Brigadier Bergh during the prosecution of the highly sensitive court proceedings.

Yours faithfully

 2024/04/9

EA KORTJE

SENIOR STATE ADVOCATE