



Order under Section 21.2 of the Statutory Powers Procedure Act and the Residential Tenancies Act, 2006

Citation: Bartosiewicz v Green Valley Properties, 2024 ONLTB 23810

Date: 2024-03-27

File Number: LTB-T-039195-22-RV-IN

In the matter of: 1, 68 CLIFFORD AVE
WELLAND ON L3C2G1

Between: Kiera Bartosiewicz
Andrew Bartosiewicz

And

Green Valley Properties
Mike Petkovich
Elkin Dario Florez



Tenants

Landlord

INTERIM ORDER

On March 25, 2024 Landlords requested that order LTB-T-039195-22 issued on March 20, 2024 be reviewed and that the order be stayed until the Landlords' request to review the order is resolved.

Determinations:

1. In order to preserve the rights of the Landlords until the review is resolved, the order should be stayed. An order cannot be enforced while it is stayed.
2. The matter is directed to a review hearing to determine whether the request to review should be granted or denied. The Board may consider whether the Landlords were reasonably able to participate in the proceeding, and/or any other matter the Board considers relevant.
3. Should the review be granted, a new hearing will be held on the merits of the original application.
4. A failure to attend the review hearing may be viewed as an abuse of process and may result in costs being ordered against the Landlords.

It is ordered that:

1. Order LTB-T-039195-22 issued on March 20, 2024 is stayed until otherwise ordered.
2. The LTB shall schedule a hearing of the Landlords' request to review.

3. The parties are directed to attend the hearing and be prepared to proceed on the merits of the original application should the review request be granted.
4. The parties are directed to give to each other and to the LTB any evidence that relates to the review request and the original application no later than **seven** days before the hearing. This includes any documents, receipts, photographs, recordings or like things the party intends to rely on at the hearing.
5. Parties may give disclosed material to the LTB by uploading the material to the Tribunals Ontario Portal ('TOP'). Uploading material to TOP does not constitute disclosure to the other party unless the parties have agreed in writing to exchange documents via TOP. Parties may also file material with the LTB by email. The LTB's e-mail address is ltb.evidence@ontario.ca.
6. Pursuant to Rule 19.7 a party who fails to comply with an order for disclosure may not be permitted to rely on evidence that is not properly disclosed.



March 27, 2024
Date Issued

Harry Cho
Vice Chair, Landlord and Tenant Board

15 Grosvenor Street, 1st Floor
Toronto ON M7A 2G6

If you have any questions about this order, call 416-645-8080 or toll free at 1-888-332-3234.