

ONTARIO
**SUPERIOR COURT OF JUSTICE
(DIVISIONAL COURT)**

THE HONOURABLE JUSTICE D.L. CORBETT) MONDAY THE 22ND DAY OF NOVEMBER, 2021
)
)

B E T W E E N:

MARCO TEIXEIRA

Appellant

-and-



JOEY KRAJCOVIC and KATIE DENNIS

Respondents

ORDER

THESE APPEALS brought by the Appellant, Marco Teixeira (the “**Appellant**”), came before this Court in a Case Management Conferences on November 4, 2021 and November 12, 2021, conducted by teleconference.

ON NOVEMBER 12, 2021, this court ordered the tenant to pay \$10,000 to the respondents on account of arrears (which aggregate in excess of \$20,000) by 3:00 pm November 19, 2021, failing which the stay of the eviction order of the Landlord and Tenant Board would be lifted. The appellant failed to make the \$10,000 payment as directed. Therefore, pursuant to a written direction of this court on November 22, 2021:

1. **THIS COURT ORDERS** that the interim stay on enforcement of the Landlord and Tenant Board eviction order dated October 18, 2021 and bearing Landlord and Tenant Board file number SOL-24879-21 (the “**LTB Order**”), such stay being granted by this Court under a

Certificate of Stay dated October 29, 2021 and issued in the within proceeding, is lifted effective immediately.

2. **THIS COURT ORDERS** that that the Respondent may schedule the enforcement of the LTB Order with the Court Enforcement Office (Sheriff) forthwith and the Sheriff is encouraged to carry out the eviction with all due dispatch.
3. **THIS COURT ORDERS** that the schedule directed by case management endorsement dated November 12, 2021 shall remain in place, and, in addition, the appellant shall provide the court with proof he has obtained the recordings from the Landlord and Tenant Board and arranged for production of a transcript, by email to the court, copied to the respondents, by 12 noon, December 17, 2021. If the tenant fails to follow this direction, then the respondents may ask the court to dismiss the appeal.
4. **THIS COURT ORDERS** that there be no costs of the appeal to the date of this order.



"Registrar, Clerk"

Divisional Court

130 Queen Street West

Toronto, ON M5H 2N5

