

Order under Section 78(11)  
Residential Tenancies Act, 2006

File Number: NOL-29925-17-SA

In the matter of: 101, 634 LASALLE BOULEVARD  
SUDBURY ON P3A1X4

Between: Bocan Enterprises Inc

Landlord

and

Andy Martell

Tenant

Bocan Enterprises Inc (the 'Landlord') applied for an order to terminate the tenancy and evict Andy Martell (the 'Tenant') because the Tenant failed to meet a condition specified in order NOL-29413-17 issued on November 10, 2017.

The Landlord's application was resolved by order NOL-29925-17, issued on November 20, 2017. The Tenant filed a motion to set aside order NOL-29925-17.

This motion was heard in Sudbury on January 23, 2018.

Only the Landlord's agent, Svetlana Nikolic, attended the hearing. As of 9:30 a.m. the Tenant was not present or represented at the hearing although properly served with the notice of this hearing by the Board.

**Determinations:**

1. Since the Tenant was not present to support the set aside motion is was deemed abandoned.

**It is ordered that:**

1. Order NOL-29925-17, issued on November 20, 2017 is in full force and effect.
2. The stay of Order NOL-29925-17 is lifted immediately.

**January 23, 2018**  
**Date Issued**



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Lisa Stevens  
Member, Landlord and Tenant Board

Northern-RO  
199 Larch Street, Provincial Building, Suite 301  
Sudbury ON P3E5P9

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