



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

Citation: Elm Place Inc v Jones, 2024 ONLTB 8908

Date: 2024-01-30


File Number: LTB-L-083824-23-SA

In the matter of: 406, 12 GOLDFINCH CRT
NORTH YORK ON M2R2C4

Between: Elm Place Inc

And

Bradford Jones

I hereby certify this is a
true copy of an Order dated
Jan 30, 2024

Landlord and Tenant Board

Landlord

Tenant

Elm Place Inc (the 'Landlord') applied for an order to terminate the tenancy and evict Bradford Jones (the 'Tenant') because the Tenants failed to meet a condition specified in the order issued by the Board on July 13, 2023 with respect to application LTB-L-019361-23.

The Landlord's application was resolved by order LTB-L-083824-23, issued on November 10, 2023. This order was issued without a hearing being held.

The Tenant filed a motion to set aside order LTB-L-083824-23.

The motion was heard by videoconference on January 24, 2024.

Only the Landlord's Legal Representative, David Ciobotaru, attended the hearing.

As of 1:26 p.m., the Tenant was not present or represented at the hearing although properly served with notice of this hearing by the LTB. There was no record of a request to adjourn the hearing.

Determinations:

1. Since the Tenant did not appear at the hearing to support their motion, I find that this motion has been abandoned.

It is ordered that:

1. The motion to set aside Order LTB-L-083824-23, issued on November 10, 2023, is denied.
2. The stay of Order LTB-L-083824-23 is lifted immediately.

January 30, 2024
Date Issued



Lisa Del Vecchio
Member, Landlord and Tenant Board

15 Grosvenor Street, Ground 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.