



## Order under Section 77 Residential Tenancies Act, 2006

**Citation:** Sharma v Tolten, 2023 ONLTB 36650

**Date:** 2023-05-10

**File Number:** LTB-L-027238-23

**In the matter of:** 547 JANVEAU ROAD  
PAPINEAU CAMERON ON P0H1V0

**Between:** Gautam Sharma

**And**

Jeremy Tolten  
Sara Hanes

I hereby certify this is a  
true copy of an Order dated  
**MAY 10, 2023**  
Landlord and Tenant Board

Landlord

Tenants

Gautam Sharma (the 'Landlord') applied for an order to terminate the tenancy and evict Jeremy Tolten and Sara Hanes (the 'Tenants') because the Tenants entered into an agreement to terminate the tenancy.

This application was considered without a hearing being held.


### Determinations:

1. The Landlord and Tenants entered into an agreement to terminate the tenancy as of March 31, 2023.
2. Since the application was filed on a no-fault basis, on or before the termination date, it is not appropriate to require the Tenants to pay the application filing fee as costs.

### It is ordered that:

1. The tenancy between the Landlord and Tenants is terminated. The Tenants must move out of the rental unit on or before May 21, 2023.
2. If the unit is not vacated on or before May 21, 2023, then starting May 22, 2023, the Landlord may file this order with the Court Enforcement Office (Sheriff) so that the eviction may be enforced.
3. Upon receipt of this order, the Court Enforcement Office (Sheriff) is directed to give vacant possession of the unit to the Landlord on or after May 22, 2023.

**May 10, 2023**  
**Date Issued**

  
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Ian Speers  
Associate Chair, 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.

The Tenants have until May 20, 2023 to file a motion with the LTB to set aside the order under s.77(6) of the Act. If the Tenants file the motion by May 20, 2023 the order will be stayed and the LTB will schedule a hearing.

In accordance with section 81 of the Act, the part of this order relating to the eviction expires on November 22, 2023 if the order has not been filed on or before this date with the Court Enforcement Office (Sheriff) that has territorial jurisdiction where the rental unit is located.