



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

Citation: Nothing v Esposti, 2023 ONLTB 71907

Date: 2023-11-01

File Number: LTB-L-055075-22-RV

In the matter of: 1, 400 ARCHIBALD ST S
THUNDER BAY ON P7E1G8

Between: Linda Nothing

And

Paul Esposti
Alicia Francis

I hereby certify this is a
true copy of an Order dated

NOV 01, 2023

Landlord and Tenant Board

Landlord

Tenants

Review Order

Linda Nothing (the 'Landlord') applied for an order to terminate the tenancy and evict Paul Esposti and Alicia Francis (the 'Tenants') because the Tenants did not pay the rent that the Tenants owe.

This application was resolved by order LTB-L-055075-22 issued on May 10, 2023.

On May 23, 2023 the Tenants requested a review of the order and that the order be stayed until the request to review the order is resolved.

On May 25, 2023 interim order LTB-L-055075-22-RV-IN was issued, staying the order issued on May 10, 2023.

This request was heard in by videoconference on October 24, 2023. The Landlord attended the hearing and was represented by Joseph Behar. The Tenant Paul Esposti attended the hearing and was represented by Vijay Shah and Siddharth Bhardwaj.

The parties mutually agreed to resolve all matters at issue in the application and requested an order on consent. I was satisfied that the parties understood the consequences of the joint submission.

On consent it is ordered that:

1. The request to review order LTB-L-055075-22 issued on May 10, 2023 is granted. The order is cancelled and replaced with this order.
2. The tenancy between the Landlord and the Tenants terminated on or about February 9, 2023.
3. The Tenants shall pay to the Landlord \$4,250.00 for arrears of rent owing. The Tenants shall pay this amount in accordance with the following schedule:

- a) \$1,062.00 on or before November 1, 2023
 - b) \$1,062.00 on or before December 1, 2023
 - c) \$1,062.00 on or before January 1, 2024
 - d) \$1,062.00 on or before February 1, 2024
4. Should the Tenants fail to make any of the payments mentioned in paragraph 3 in full or on time, the balance owing under paragraph 3 of this order shall become payable on the day following the date of default. The monies owing shall bear interest at the post-judgment interest rate determined under subsection 207(7) of the Act.
5. This order resolves all issues with respect to this tenancy.

November 1, 2023
Date Issued



Fabio Quattrociochi
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.