



Order under Section 87(1)
Residential Tenancies Act, 2006

File Number: SOL-19444-21

In the matter of: 401A, 155 HAGAR STREET
WELLAND ON L3B5Y3

Between: Butera Property Holdings Inc.

Landlord

and

Brett Metcalfe
Walter Metcalfe

Tenants

Butera Property Holdings Inc. (the 'Landlord') applied for an order to terminate the tenancy and evict Walter Metcalfe and Brett Metcalfe (the 'Tenants') because the Tenants did not pay the rent that the Tenants owe.

This application was heard by videoconference on June 15, 2021. Only the Landlord's Agent, Lauren Brace attended the hearing. As of 3:35 p.m., the Tenants were not present or represented at the hearing although properly served with notice of this hearing by the Board.

Determinations:


1. The Tenants were in possession of the rental unit on the date the application was filed.
2. The monthly rent is \$1,399.00.
3. The Tenants paid all arrears for the period ending June 30, 2021 after the application was filed.
4. The Tenants paid \$9,679.13 after the application was filed.
5. The only amount outstanding is the Landlord's cost of filing the application. As a result, the order will be limited to costs only and not eviction.

It is ordered that:

1. The Tenants shall pay to the Landlord \$201.00 for the cost of filing the application.

2. If the Tenants do not pay the Landlord the full amount owing on or before July 26, 2021, the Tenants will start to owe interest. This will be simple interest calculated from July 27, 2021 at 2.00% annually on the balance outstanding.

July 15, 2021
Date Issued



Diane Wade
Member, Landlord and Tenant Board

Southern-RO
119 King Street West, 6th Floor
Hamilton ON L8P4Y7

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