



**Order under Section 77
Residential Tenancies Act, 2006**

Citation: Delikhoon v Barnes, 2024 ONLTB 664

Date: 2024-01-11

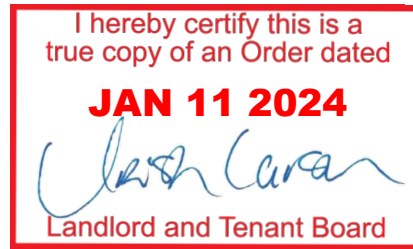
File Number: LTB-L-098265-23

In the matter of: BASEMENT, 77 FOX RUN
BARRIE ON L4N5L6

Between: Zahra Delikhoon

And

Jeffrey Tate Barnes



Landlord

Tenant

Zahra Delikhoon (the 'Landlord') applied for an order to terminate the tenancy and evict Jeffrey Tate Barnes (the 'Tenant') because the Tenant entered into an agreement to terminate the tenancy.

This application was considered without a hearing being held.

Determinations:

1. The Landlord and Tenant entered into an agreement to terminate the tenancy as of January 12, 2024.
2. Since the application was filed on a no-fault basis, before the termination date, it is not appropriate to require the Tenant to pay the application filing fee as costs.

It is ordered that:

1. The tenancy between the Landlord and Tenant is terminated. The Tenant must move out of the rental unit on or before January 22, 2024.
2. If the unit is not vacated on or before January 22, 2024, then starting January 23, 2024, 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 January 23, 2024.

January 11, 2024
Date Issued



Trish Carson
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.

The tenant has until January 21, 2024, to file a motion with the LTB to set aside the order under s.77(6) of the Act. If the tenant files the motion by January 21, 2024, 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 July 23, 2024, 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.