



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

File Number: TEL-16373-21-RV

In the matter of: #3, 1-37 KINGSCOURT ROAD W
BOWMANVILLE ON L1C2K7

Between: 2260995 Ontario Inc.

Landlord

and

Shane Macdonald
Toni Dusome

Tenants

2021 CanLII 150081 (ON LTB)

Review Order

2260995 Ontario Inc. (the 'Landlord') applied for an order to terminate the tenancy and evict Shane Macdonald (SM) and Toni Dusome (the 'Tenants') because the Tenants did not pay the rent that the Tenants owe.

This application was resolved by order TEL-16373-21 issued on August 25, 2021.

On September 17, 2021, the Tenants requested a review of the order and that the order be stayed until the request to review the order is resolved.

On September 21, 2021, interim order TEL-16373-21-RV-IN was issued, staying the order issued on August 25, 2021.

The request was heard by videoconference on December 15, 2021.

The Landlord's personal representative, Mandeep Grewal, the Landlord's legal representative, Allistair Trent, and the Tenants attended the hearing. The Tenants declined the opportunity to speak to tenant duty counsel prior to the hearing. Chester Stocki (CS) attended the hearing as a witness for the Landlord.

Determinations:

1. SM alleged that the notice of hearing he received from CS did not have the correct information on how to attend the hearing. SM did not submit a copy of the notice of hearing he received into evidence.
2. CS testified that he photocopied the notice of hearing received from the Board and gave a copy to the Tenant.

3. SM acknowledged receiving the notice of hearing from CS and said that he may have gotten the date for the hearing mixed up.
4. I am not satisfied that the Tenant did not have a reasonable opportunity to participate in the proceedings or that a serious error occurred in the proceedings.
5. As a result, the request to review is denied.

It is ordered that:

1. The request to review order TEL-16373-21 issued on August 25, 2021 is denied. The order is confirmed and remains unchanged.
2. The interim order issued on September 21, 2021 is cancelled. The stay of order TEL-16373-21 is lifted as of January 15, 2022.

December 22, 2021
Date Issued



Richard Ferriss
Member, Landlord and Tenant Board

Toronto East-RO
2275 Midland Avenue, Unit 2
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If you have any questions about this order, call 416-645-8080 or toll free at 1-888-332-3234.