



Order under Section 78(6) Residential Tenancies Act, 2006

Citation: North Street Towns Ltd. v Moncrieff, 2024 ONLTB 11689

Date: 2024-02-20

File Number: LTB-L-010129-24

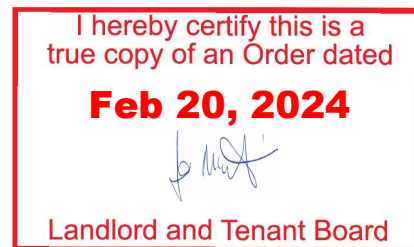
In the matter of: 5, 212 NORTH ST
STAYNER ON L0M1S0

Between: North Street Towns Ltd. Landlord

And

Candice Moncrieff
Richard Morel

Tenant



North Street Towns Ltd. (the 'Landlord') applied for an order to terminate the tenancy and evict Candice Moncrieff and Richard Morel (the 'Tenant') because the Tenant did not meet a condition specified in the order issued by the LTB on April 18, 2023, with respect to application LTB-L-032263-22.

This application was decided without a hearing being held.

Determinations:

1. The order provides that the Landlord can apply to the LTB under section 78 of the *Residential Tenancies Act, 2006* (the 'Act') without notice to the Tenant to terminate the tenancy and evict the Tenant if the Tenant does not meet certain condition(s) in the order. This application was filed within 30 days of the breach.
2. I find that the Tenant has not met the following condition(s) specified in the order:
 - **The Tenant failed to pay to the Landlord the lawful rent, on time and/or in full on or before February 1, 2024.**

It is ordered that:

1. Order LTB-L-032263-22 is cancelled.
2. The tenancy between the Landlord and the Tenant is terminated. The Tenant must move out of the rental unit on or before March 2, 2024.
3. If the unit is not vacated on or before March 2, 2024, then starting March 3, 2024, the Landlord may file this order with the Court Enforcement Office (Sheriff) so that the eviction may be enforced.

4. 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 March 3, 2024.

February 20, 2024
Date Issued



James McMaster
Member, Landlord and Tenant Board

15 Grosvenor Street, Ground Floor,
Toronto ON M7A 2G6

The Tenant has until March 1, 2024, to file a motion with the LTB to set aside the order under s. 78(9) of the Act. If the tenant files the motion by March 1, 2024, the order will be stayed, and the LTB will schedule a hearing.

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

In accordance with section 81 of the Act, the part of this order relating to the eviction expires on September 3, 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.