



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

Citation: Philippe Bisson v Ken Lawlis, 2023 ONLTB 44001

Date: 2023-06-21

File Number: LTB-L-043953-23

2023 ONLTB 44001 (CanLII)

In the matter of: 323 ROCKHURST RD
OTTAWA ON K1Y0G3

Between: Philippe Bisson Landlord

And

Ken Lawlis Tenant

Philippe Bisson (the 'Landlord') applied for an order to terminate the tenancy and evict Ken Lawlis (the 'Tenant') because the Tenant did not meet a condition specified in the order issued by the LTB on April 26, 2023, with respect to application LTB-L-036896-22.

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 specified in the order: **The Tenant failed to pay to the Landlord the lawful rent of \$1,664.38 in full and on time, on or before June 1, 2023**

It is ordered that:

1. Order LTB-L-036896-22 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 July 2, 2023.

3. If the unit is not vacated on or before July 2, 2023, then starting July 3, 2023, the Landlord may file this order with the Court Enforcement Office (Sheriff) so that the eviction may be enforced.

Order Page: 1 of 2

File Number: LTB-L-043953-23

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 July 3, 2023.

June 21, 2023

Date Issued

Michael Di Salle

Member, Landlord and Tenant Board

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

The Tenant has until July 1, 2023, 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 July 1, 2023, 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 January 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.

Order Page: 2 of 2