



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

Citation: Sadeghi v Dumont, 2023 ONLTB 37522

Date: 2023-05-15

File Number: LTB-L-035785-23

In the matter of: 48 James Street
Barrie Ontario L4N6Y3

Between: Abbas Sadeghi Landlords
Narges Mashhadi Esmaeel

And

Kimberley Yule
Michael Dumont Tenants

Abbas Sadeghi and Narges Mashhadi Esmaeel (the 'Landlords') applied for an order to terminate the tenancy and evict Kimberley Yule and Michael Dumont (the 'Tenants') because the Tenants entered into an agreement to terminate the tenancy.

This application was considered without a hearing being held.

Determinations:

1. The Landlords and Tenants entered into an agreement to terminate the tenancy as of June 12, 2023.
2. Since the application was filed on a no-fault basis, before the termination date, it is not appropriate to require the Tenants to pay the application filing fee as costs.

It is ordered that:

1. The tenancy between the Landlords and Tenants is terminated. The Tenants must move out of the rental unit on or before June 12, 2023.

2. If the unit is not vacated on or before June 12, 2023, then starting June 13, 2023, the Landlords 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 Landlords on or after June 13, 2023.

Order Page 1 of 2

File Number: LTB-L-035785-23

May 15, 2023

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 Tenants have until May 25, 2023 to file a motion with the LTB to set aside the order under s.77(6) of the Act. If the Tenants file the motion by May 25, 2023 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 December 13, 2023 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.

