



**Order under Section 78(11)
Residential Tenancies Act, 2006**

Citation: IMH POOL XX LP v Hassan, 2023 ONLTB 33247

Date: 2023-04-28 **File Number:**
LTB-L-080550-22-SA

In the matter of: 2102, 2460 WESTON RD
NORTH YORK ON M9N2A4

Between: IMH POOL XX LP Landlord

And

Abdurahim Hassan and Mohedin Gacal Ali Tenant

IMH POOL XX LP (the 'Landlord') applied for an order to terminate the tenancy and evict Abdurahim Hassan and Mohedin Gacal Ali (the 'Tenant').

The Landlord's application was resolved by order LTB-L-080550-22, issued on March 17, 2023. This order was issued without a hearing being held.

The Tenant filed a motion to set aside order LTB-L-080550-22.

The motion was heard by videoconference on April 18, 2023.

Only the Landlord's legal representative, Matt Anderson, attended the hearing.

As of 9:56 AM, the Tenant was not present or represented at the hearing although properly served with notice of this hearing by the LTB. There was no record of a request to adjourn the hearing.

Determinations:

1. As the Tenant did not attend the hearing to support the motion, I find the motion to be abandoned.

It is ordered that:

1. The motion to set aside Order LTB-L-080550-22, issued on March 17, 2023, is denied.
2. The stay of Order LTB-L-080550-22, is lifted immediately.

April 28, 2023

Date Issued

Richard Ferriss

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.