



**Order under Subsection 87(1)
Residential Tenancies Act, 2006**

Citation: Skyline Living v Ellis, 2023 ONLTB 31972

Date: 2023-04-17

File Number: LTB-L-065339-22

In the matter of: 309, 23 Terry Fox Place
Sault Ste Marie Ontario P6A6M9

Between: Skyline Living Landlord

And

James Ellis Tenant

Skyline Living (the 'Landlord') applied for an order requiring James Ellis (the 'Tenant') to pay the rent that the Tenant owes.

The Landlord also claimed charges related to NSF cheques.

This application was heard by videoconference on March 27, 2023.

Only the Landlord attended the hearing.

As of 2:31pm, 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. As a result, the hearing proceeded with only the Landlord's evidence.

Determinations:

1. The Tenant did not pay the total rent they were required to pay for the period from January 1, 2022 to March 31, 2022.
2. The lawful rent is \$944.56. It is due on the 1st day of each month.
3. The Tenant has not made any payments since the application was filed.
4. The tenancy ended on March 31, 2022 as a result of the Tenant moving out in accordance with a notice of termination, LTB order or agreement to terminate the tenancy. Therefore, the Tenant's obligation to pay rent also ended on that date.
5. The rent arrears and daily compensation owing to March 31, 2022 are \$1,877.92

6. The Landlord is entitled to \$40.00 to reimburse the Landlord for administration charges and \$0.00 for bank fees the Landlord incurred as a result of 2 cheques given by or on behalf of the Tenant which were returned NSF.
7. The Landlord incurred costs of \$201.00 for filing the application and is entitled to reimbursement of those costs.

Order Page: 1 of 2



Tribunals Ontario
Landlord and Tenant Board

Tribunaux décisionnels Ontario
Commission de la location immobilière

It is ordered that:

1. The Tenant shall pay to the Landlord \$2,118.92. This amount includes rent arrears owing up to March 31, 2022 and the cost of the application and unpaid NSF charges.
2. If the Tenant does not pay the Landlord the full amount owing on or before April 28, 2023, the Tenant will start to owe interest. This will be simple interest calculated from April 29, 2023 at 6.00% annually on the balance outstanding.

April 17, 2023

Date Issued

Percy Laryea

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.

Order Page: 2 of 2