



Order under Section 77 Residential Tenancies Act, 2006

Citation: McKinnon v Huron-Sloss, 2023 ONLTB 30894

Date: 2023-04-13

File Number: LTB-L-013300-23

In the matter of: LOWER, 244 ROSE ST
BARRIE ON L4M2V2

Between: Raphael McKinnon Landlords
Siobahn McKinnon

And

Brenda Huron-Sloss Tenants
Corey Sloss

Raphael McKinnon and Siobahn McKinnon (the 'Landlords') applied for an order to terminate the tenancy and evict Brenda Huron-Sloss and Corey Sloss (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 March 1, 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 April 24, 2023.
2. If the unit is not vacated on or before April 24, 2023, then starting April 25, 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 April 25, 2023.

April 13, 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 April 23, 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 April 23, 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 October 25, 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.