



Order under Section 77 Residential Tenancies Act, 2006

Citation: Somaskandan v Dejanovic, 2023 ONLTB 30493

Date: 2023-04-12

File Number: LTB-L-012151-23

In the matter of: Upper Unit, 136 CASTLEFIELD AVE
TORONTO ON M4R1G7

Between: Kumudini Somaskandan Landlord

And

Amira Dejanovic Tenant

Kumudini Somaskandan (the 'Landlord') applied for an order to terminate the tenancy and evict Amira Dejanovic (the 'Tenant') because the Tenant entered into an agreement to terminate the tenancy.

This application was considered without a hearing being held.

Determinations:

1. The Landlord and Tenant entered into an agreement to terminate the tenancy as of March 15, 2023.
2. Since the application was filed on a no-fault basis, before the termination date, it is not appropriate to require the Tenant to pay the application filing fee as costs.

It is ordered that:

1. The tenancy between the Landlord and Tenant is terminated. The Tenant must move out of the rental unit on or before April 23, 2023.
2. If the unit is not vacated on or before April 23, 2023, then starting April 24, 2023, the Landlord 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 Landlord on or after April 24, 2023.

April 12, 2023
Date Issued

Michael Di Salle
Member, Landlord and Tenant Board

2023 ONLTB 30493 (CanLII)

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 Tenant has until April 22, 2023, to file a motion with the LTB to set aside the order under s.77(6) of the Act. If the Tenant files the motion by April 22, 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 24, 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.