



Order under Section 77 Residential Tenancies Act, 2006

Citation: Lawand v Poplawski, 2023 ONLTB 30489

Date: 2023-04-12

File Number: LTB-L-011863-23

In the matter of: 1276 WESTCOTT RD
WINDSOR ON N8Y4C1

Between: Faiz Lawand Landlords
Shatha Najjar

And

Daniel Poplawski Tenant

Faiz Lawand and Shatha Najjar (the 'Landlords') applied for an order to terminate the tenancy and evict Daniel Poplawski (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 Landlords and Tenant entered into an agreement to terminate the tenancy as of February 8, 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 Landlords 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 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 24, 2023.

April 12, 2023
Date Issued

Michael Di Salle
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 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.