



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

Citation: AMIRACO PROPERTIES INC. v SAUVE, 2023 ONLTB 30294

Date: 2023-04-05

File Number: LTB-L-009529-23

In the matter of: 408, 7345 TRANBY AVENUE
WINDSOR, ON N8S 4P4

Between: AMIRACO PROPERTIES INC. Landlord

And

KASSANDRA RICHELLE SAUVE Tenant

AMIRACO PROPERTIES INC. (the 'Landlord') applied for an order requiring KASSANDRA RICHELLE SAUVE (the 'Tenant') to pay the rent that the Tenant owes.

This application was heard by videoconference on March 29, 2023.

Only the Landlord's Legal Representative Jessica Lapowski attended the hearing.

As of 10:05 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. As a result, the hearing proceeded with only the Landlord's evidence.

Determinations:

1. The Tenant vacated the rental unit on November 30, 2022. The Tenant was in possession of the rental unit on the date the application was filed.
2. The Tenant did not pay the total rent they were required to pay for the period from October 1, 2022 to March 31, 2023.
3. The lawful rent is \$1,084.29. It is due on the 1st day of each month.
4. The Tenant has not made any payments since the application was filed.
5. The tenancy ended on November 30, 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.
6. The rent arrears and daily compensation owing to November 30, 2022 are \$2,155.49

7. The Landlord collected a rent deposit of \$1,050.00 from the Tenant and this deposit is still being held by the Landlord. The rent deposit is applied to the arrears of rent because the tenancy is terminated.

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8. Interest on the rent deposit, in the amount of \$32.67 is owing to the Tenant for the period from February 1, 2020, to November 30, 2022.
9. The Landlord incurred costs of \$201.00 for filing the application and is entitled to reimbursement of those costs.

It is ordered that:

10. The Tenant shall pay to the Landlord \$1,273.82. This amount includes rent arrears owing up to November 30, 2022 and the cost of the application minus the rent deposit and interest owing.
11. If the Tenant does not pay the Landlord the full amount owing on or before April 16, 2023, the Tenant will start to owe interest. This will be simple interest calculated from April 17, 2023 at 6.00% annually on the balance outstanding.

April 5, 2023

Date Issued

Jagger Benham

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.

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