



**Order under Section 77
Residential Tenancies Act, 2006**

Citation: Ontario Aboriginal Housing Support Services Corporation v Wawia, 2023 ONLTB 20727
Date: 2023-02-16
File Number: LTB-L-004101-23

In the matter of: 133 Harkness Street Nipigon
ON P0T2J0

Between: Ontario Aboriginal Housing Support Services Corporation c/o Infinity Property Services an Agency of the Metis Nation of Ontario Landlord

And

Byron Wawia Tenant

of Ontario and Ontario Aboriginal Housing Support Services Corporation c/o Infinity Property Services an Agency of the Metis Nation (the 'Landlord') applied for an order to terminate the tenancy and evict Byron Wawia (the 'Tenant') because the Tenant gave notice to terminate the tenancy.

This application was considered without a hearing being held.

Determinations:

1. The Tenant gave the Landlord notice to terminate the tenancy effective February 1, 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 filling 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 February 27, 2023.
2. If the unit is not vacated on or before February 27, 2023, then starting February 28, 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 February 28, 2023.

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Tribunals Ontario
Landlord and Tenant Board

Tribunaux décisionnels Ontario
Commission de la location immobilière

February 16, 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 tenant has until February 26, 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 February 26, 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 August 31, 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.

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