



**Order under Section 77(8)
Residential Tenancies Act, 2006**

Citation: SAINI v PROULX, 2023 ONLTB 14849

Date: 2023-01-12

File Number: LTB-L-071988-22-SA

In the matter of: BASEMENT, 17 GOOD HOPE ROAD NW
BRAMPTON ONTARIO L6R3K1

Between: SATINDERPAL SAINI Landlord

And

KATELYNN DAWN FURY and MICHAEL Tenants
DANIEL JOSEPH PROULX

2023 ONLTB 14849 (CanLII)

SATINDERPAL SAINI (the 'Landlord') applied for an order to terminate the tenancy and evict KATELYNN DAWN FURY and MICHAEL DANIEL JOSEPH PROULX (the 'Tenants') because the Tenant entered into an agreement to terminate the tenancy.

The Landlord's application was resolved by order LTB-L-071988-22, issued on December 6, 2022. This order was issued without a hearing being held.

The Tenant filed a motion to set aside order LTB-L-071988-22.

The motion was heard by videoconference on January 5, 2023.

Only the Landlord attended the hearing.

As of 1:57 p.m., the Tenants were 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.

Determinations:

1. As the Tenants did not attend the hearing to present their motion to set aside, the Tenant's motion is dismissed as abandoned/denied.

It is ordered that:

1. The motion to set aside Order LTB-L-071988-22, issued on December 6, 2022, is denied.
2. The stay of Order LTB-L-071988-22 is lifted immediately.

January 12, 2023
Date Issued

Diane Wade
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.