



## Order under Section 21.2 of the Statutory Powers Procedure Act and the Residential Tenancies Act, 2006

**Citation:** Lamontagne v Ouelette, 2023 ONLTB 13871

**Date:** 2023-01-04

**File Number:** LTB-L-023632-22-RV

**In the matter of:** Apt 3, 1 CARTIER AVE KAPUSKASING  
ON P5N2J7

**Between:** Marcel Lamontagne Landlord

**And**

Alain Ouelette Tenant

### Review Order

Marcel Lamontagne (the 'Landlord') applied for an order to terminate the tenancy and evict Alain Ouelette (the 'Tenant') because the Tenant did not pay the rent that the Tenant owes.

This application was resolved by order LTB-L-023632-22 issued on November 14, 2022.

On November 30, 2022, the Landlord requested a review of the order and that the order be stayed until the request to review the order is resolved.

On December 5, 2022, Interim Order LTB-L-023632-22-RV-IN was issued, staying the order issued on November 14, 2022.

The review request was heard via video conference on December 22, 2022.

Neither the Landlord nor the Tenant attended the hearing.

### Determinations:

1. The hearing block was scheduled to begin at 9:00am. At 9:30am I called this matter forward and neither the Landlord nor the Tenant were present. I canvassed the virtual hearing room, the virtual waiting room and the virtual breakout rooms and neither the Landlord nor the Tenant were present.
2. The hearing block ended at approximately 12:00pm and neither the Landlord nor the Tenant appeared at any point during the block.
3. As the Landlord failed to attend the hearing to provide evidence or submissions in support of their request for review, I find that the Landlord's request is abandoned.



**It is ordered that:**

1. The Landlord's request to review order LTB-L-023632-22 issued on November 14, 2022, is denied. The order is confirmed and remains unchanged.
2. The interim order issued on December 5, 2022, is cancelled. The stay of order LTB-L-023632-22 is lifted immediately.

**January 4, 2023**  
**Date Issued**

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**Laura Hartsliet**  
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.