



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

Citation: Desai v Layton, 2022 ONLTB 14623

Date: 2022-12-21

File Number: LTB-L-009775-22-RV2

In the matter of: 304, 5020 CORPORATE DR
BURLINGTON ON L7L0H7

Between: Farzana Desai Landlord

And

Rafael Layton Tenant

Review Order

Farzana Desai (the 'Landlord') applied for an order to terminate the tenancy and evict Rafael Layton (the 'Tenant') because the Tenant did not pay the rent that the Tenant owes.

This application was resolved by order LTB-L-009775-22 issued on September 14, 2022.

On October 13, 2022, the Tenant requested a review of the order.

The Tenant's review request was heard on November 23, 2022. At the review hearing, the parties consented to review order LTB-L-009775-22-RV, issued on November 30, 2022.

On December 20, 2022, the Tenant requested a review of the November 30, 2022 review order.

A preliminary review of the review request was completed without a hearing.

Determinations:

1. I have listened to the November 23, 2022 review hearing recording. On the basis of the submissions made in the request, I am not satisfied that there is a serious error in the order or that a serious error occurred in the proceedings.
2. The recording confirms that the parties consented to enforcement of the September 14, 2022 eviction order on or after January 2, 2023. The Tenant's request to review the order to gain an extension of time is without merit.

It is ordered that:

1. The request to review review order LTB-L-009775-22-RV, issued on November 30, 2022, is denied.



2. For greater clarity, 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 January 2, 2023.

December 21, 2022

Date Issued

Harry Cho

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.

In accordance with section 81 of the Act, the part of this order relating to the eviction expires on July 2, 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.