



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

Citation: London & Middlesex Community Housing v Knight, 2022 ONLTB 13987

Date: 2022-12-05

File Number: LTB-L-005461-22-RV2

In the matter of: 614, 580 DUNDAS ST
LONDON ON N6B1W9

Between: London & Middlesex Community Housing Landlord

And

Tyler Knight Tenant

Review Order

London & Middlesex Community Housing (the ‘Landlord’) applied for an order to terminate the tenancy and evict Tyler Knight.

This application was resolved by order LTB-L-005461-22, issued on October 24, 2022. The Tenant did not attend the October 3, 2022 hearing.

On November 9, 2022, the Tenant requested a review of the October 24, 2022 order. The Board denied the Tenant’s review request in review order LTB-L-005461-22-RV, issued on November 14, 2022.

On December 2, 2022, the Tenant requested a further review of the October 24, 2022 order. The Tenant also filed a request to extend time to review the October 24, 2022 order.

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

Determinations:

1. Rule 26.18 of the Board’s Rules of Procedure states that the Board “will not consider a further request to review the same order or to review the review order from the same requesting party.”
2. The November 14, 2022 review order LTB-L-005461-22-RV determined that the Tenant failed to provide “an explanation why the requestor was not reasonably able to participate in the hearing”. This latest review request seeks to buttress the November 9, 2022 request by adding details that should have been included in the original request.
3. The Board’s review process is not an opportunity for a party to re-argue a matter. The reviewing adjudicator was entitled to conclude, from the sparse details in the November 9, 2022 review request, that the Tenant failed to give sufficient information explaining his

absence from the October 3, 2022 hearing. The Tenant's request to submit additional information at this time – which information was available to the Tenant when he submitted his November 9, 2022 request – does not represent good cause to derogate from Rule 26.18, or to review the October 24, 2022 order.

4. This second request to review the October 24, 2022 order is accordingly denied.

It is ordered that:

1. The Tenant's second request to review order LTB-L-005461-22, issued on October 24, 2022, is denied. The order is confirmed and remains unchanged.

December 6, 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.