



Order under Section 16.1 of the  
**Statutory Powers Procedure Act**  
and the **Residential Tenancies Act, 2006**

**Citation:** FERRIERA v REDDICK, 2022 ONLTB 11472

**Date:** 2022-11-14

**File Number:** LTB-L-020131-22-IN

**In the matter of:** 202, 909 DUNDAS STREET WEST  
TORONTO ONTARIO M6J1V9

**Between:** GEORGE FERRIERA Landlord

**And**

ALICE REDDICK Tenant

George Ferriera (the 'Landlord') applied for an order to terminate the tenancy and evict Alice Reddick (the 'Tenant') because the Landlord in good faith requires possession of the rental unit for the purpose of residential occupation for at least one year. The Landlord also seeks compensation for the Tenant's stay in the rental unit beyond the termination date.

This application was heard by videoconference on November 3, 2022. The Tenant attended the hearing; however, as of 10:45 am, the Landlord was 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. At 10:46 am, since the Landlord did not appear at the hearing to support his application, I determined that his application had been abandoned. I therefore dismissed the application.
2. At 3:15 pm the Landlord signed-in to the video conference. The Landlord stated that he was unable to join the hearing at 9:00 am as required because his Internet service was not functioning, and he did not have a phone to call into the conference because his cell phone was in his wife's car and she was at work until later in the day. The Landlord stated further that he does not have a telephone landline at home.
3. I am satisfied that the Landlord undertook reasonable efforts to join the video conference; however, for technical reasons, he was unable to sign -in to the conference. I therefore find that the hearing should be reconvened to provide the Landlord with a meaningful opportunity to be heard on the matter.

**It is ordered that:**

1. The hearing is reconvened to a date set by the Board.

- 2. I am not seized of the matter.
- 3. As soon as possible, but no later than November 17, 2022, the parties shall submit to the Board their unavailable dates for the period of November 21, 2022 to February 21, 2023.
- 4. The Tenant and the Landlord shall provide to each other any documents, photographs, receipts, recordings, or similar items that they intend to rely upon, at least seven days before the date of the reconvened hearing.
- 5. Any documents, photographs, receipts, recordings, or similar items that the Tenant or the Landlord intend to rely upon in response to the other parties' disclosures, shall be provided to the other parties at least five days before the reconvened hearing.
- 6. Pursuant to Rule 19.7 of the Board's Rules of Procedure, a party that does not comply with an order for disclosure may not be permitted to rely on any evidence not properly disclosed.

2022 ONLTB 11472 (CanLII)

**November 14, 2022**  
**Date Issued**

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**Frank Ebner**  
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.