



**Order under Section 69
Residential Tenancies Act, 2006**

File Number: LTB-L-082455-25

In the matter of: 25 MARLEE AVE
TORONTO ON M6E3B1

Between: Maria Sampogna Landlord

And

Jan Michael Saenz Tenant
Anita Balon Saenz

Maria Sampogna (the 'Landlord') applied for an order to terminate the tenancy and evict Jan Michael Saenz and Anita Balon Saenz (the 'Tenant') because the Tenant did not pay the rent that the Tenant owes.

The Landlord also claimed charges related to NSF cheques.

This application was heard by videoconference on December 17, 2025.

Only the Landlord Maria Sampogna and the Landlord's Legal Representative Maria Sturino attended the hearing.

As of 1:33pm, the Tenant 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. As a result, the hearing proceeded with only the Landlord's evidence.

Determinations:

1. The Landlord served the Tenant with a valid Notice to End Tenancy Early for Non-payment of Rent (N4 Notice). The Tenant did not void the notice by paying the amount of rent arrears owing by the termination date in the N4 Notice or before the date the application was filed.
2. The Tenant was in possession of the rental unit on the date the application was filed.
3. The Tenant vacated the rental unit on December 15, 2025. Rent arrears are calculated up to the date the Tenant vacated the unit
4. The lawful rent is \$2,468.97. It was due on the 1st day of each month.

5. The Tenant has not made any payments since the application was filed.
6. The rent arrears owing to December 15, 2025 are \$11,174.60.
7. The Landlord is entitled to \$60.00 to reimburse the Landlord for administration charges and \$0.00 for bank fees the Landlord incurred as a result of 3 cheques given by or on behalf of the Tenant which were returned NSF.
8. The Landlord incurred costs of \$186.00 for filing the application and is entitled to reimbursement of those costs.
9. There is no last month's rent deposit.

It is ordered that:

1. The tenancy between the Landlord and the Tenant is terminated as of December 15, 2025, the date the Tenant moved out of the rental unit.
2. The Tenant shall pay to the Landlord \$11,420.60. This amount includes rent arrears owing up to the date the Tenant moved out of the rental unit and the cost of filing the application and unpaid NSF charges. See Schedule 1 for the calculation of the amount owing.
3. If the Tenant does not pay the Landlord the full amount owing on or before January 18, 2026, the Tenant will start to owe interest. This will be simple interest calculated from January 19, 2026 at 4.00% annually on the balance outstanding.

January 7, 2026
Date Issued

Reid Jackson
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.

Schedule 1
SUMMARY OF CALCULATIONS

A. Amount the Tenant must pay as the tenancy is terminated

Rent Owing To Move Out Date	\$11,174.60
Application Filing Fee	\$186.00
NSF Charges	\$60.00
Total amount owing to the Landlord	\$11,420.60