



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

Citation: Ontario Aboriginal Housing Services v Maracle, 2026 ONLTB 4004

Date: 2026-01-26

File Number: LTB-L-001829-26-RV

In the matter of: 74 Smith Ave
Hamilton ON L8L5P1

Between: Ontario Aboriginal Housing Services Landlord

And

Melinda Maracle Tenant
Codan Maracle

Review Order

Ontario Aboriginal Housing Services (the 'Landlord') applied for an order to terminate the tenancy and evict Melinda Maracle and Codan Maracle (the 'Tenant') and for an order to have the Tenant pay the rent they owe because the Tenant failed to meet a condition specified in the mediated settlement signed by the parties on August 11, 2025 with respect to application LTB-L-048961-25.

This application was resolved by order LTB-L-001829-26 issued on January 13, 2026.

On January 24, 2026, the Tenant requested a review of the order.

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

Determinations:

1. The Tenant's request to review alleges that the order contains a serious error.
2. Order LTB-L-048961-25 issued on August 11, 2025 permitted the Landlord to apply to the Board without notice to the Tenant and order LTB-L-001829-26 issued on January 13, 2026 was issued without a hearing.
3. As a result, based on 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 or that the Tenant was not reasonably able to participate in the proceeding.
4. Having said that, should the Tenant wish to dispute order LTB-L-001829-26 issued on January 13, 2026, the proper process for doing so is for the Tenant to file a Motion to Set Aside an Ex Parte Order – Form S2, which can be found at:
<https://tribunalsontario.ca/lrb/forms/> under the Forms for Tenants section. The Tenant

had until January 23, 2026 to file this motion. If the Tenant wishes to file the motion after this date, the Tenant must file along with the motion a Request to Extend Time to get permission to file the motion. If the extension of time to file the motion is granted, the order will be stayed and the Board will schedule a hearing.

5. The motion to set aside an ex parte order process permits the Tenant to challenge the underlying basis of order LTB-L-001829-26 issued on January 13, 2026 and/or the appropriateness of eviction.

It is ordered that:

1. The request to review order LTB-L-001829-26 issued on January 13, 2026 is denied. The order is confirmed and remains unchanged.

January 26, 2026
Date Issued

Richard Ferriss
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.