



Order under Section 69 Residential Tenancies Act, 2006

Citation: DESAI v RIVERA CABALLERO, 2026 ONLTB 10817

Date: 2026-02-06

File Number: LTB-L-092549-25

In the matter of: Main Floor, 33 NORBROOK CRES
ETOBICOKE ON M9V4P7

Between: UNMESH DESAI Landlord
GITABEN UNMESH DESAI

And

GUENDI JASMIN RIVERA CABALLERO Tenant
ALEXANDER MUJICA PENA

Unmesh Desai and Gitaben Unmesh Desai (the 'Landlords') applied for an order requiring Guendi Jasmin Rivera Caballero and Alexander Mujica Pena (the 'Tenants') to pay the rent that the Tenants owe.

This application was heard by videoconference on January 20, 2026.

Only the Landlords' Representative, Thirusenthuran Sivapatham, attended the hearing.

As of 9:57 a.m., the Tenants were 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 Landlords' 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 November 30, 2025 . Rent arrears are calculated up to the date the Tenant vacated the unit
4. The lawful rent is \$2,500.00. 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 are \$45,600.00.
7. The Landlord incurred costs of \$186.00 for filing the application and is entitled to reimbursement of those costs.
8. 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 , the date the Tenant moved out of the rental unit.
2. The Tenant shall pay to the Landlord \$45,786.00. 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. 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 February 17, 2026, the Tenant will start to owe interest. This will be simple interest calculated from February 18, 2026 at 4.00% annually on the balance outstanding.

February 6, 2026

Date Issued

Vanessa Davies

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	\$45,600.00
Application Filing Fee	\$186.00
Total amount owing to the Landlord	\$45,786.00