



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

Citation: Filigno v Gee, 2026 ONLTB 9862

Date: 2026-02-04

File Number: LTB-L-099641-25-SA-RV

In the matter of: 3, 1097 CANNON ST E
HAMILTON ON L8L2J3

Between:	Domenic Filigno	Landlord
	And	
	Sue Gee	Tenant

Review Order

Domenic Filigno (the 'Landlord') applied for an order to terminate the tenancy and evict Sue Gee (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 October 16, 2025 with respect to application 067067-25.

This application was resolved by order LTB-L-099641-25 issued on December 2, 2025.

The Tenant filed a motion to set aside order LTB-L-099641-25 .

The motion was resolved by order LTB-L-099641-25-SA issued on February 2, 2026.

On February 3, 2026, the Landlord requested a review of order LTB-L-099641-25-SA.

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

Determinations:

1. Order LTB-L-099641-25-SA dismissed the Tenant's motion and delayed lifting the stay of order LTB-L-099641-25 to March 31, 2026.
2. Although the Landlord's request to review expresses unhappiness with the delay in lifting the stay, the Landlord does not identify any errors in the order with respect to granting the delay.
3. Interpretation Guideline 8 - Review of an Order states:

Orders granting relief from eviction (RTA s. 83(1)) or awarding specific remedies involve an exercise of the original hearing Member's discretion and are entitled to deference. The LTB will not

exercise its discretion to review these types of decisions where the result is within the range of reasonable, acceptable outcomes. TSL-62420-15-RV (Re), 2015 CanLII 67891(ON LTB).

4. While the delay in lifting the stay may be towards the outer range, I am not persuaded by the Landlord's submissions and given the circumstances of this case that the timing of the eviction date is outside the range of reasonable, acceptable outcomes.
5. As a result, on the basis of 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 the Landlord was not reasonably able to participate in the proceeding.

It is ordered that:

1. The request to review order LTB-L-099641-25 issued on February 2, 2026 is denied. The order is confirmed and remains unchanged.

February 4, 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.