



**Order under Section 78(11)
Residential Tenancies Act, 2006**

File Number: LTB-L-002064-26-SA

In the matter of: 1106, 33 KENNEDY RD S
BRAMPTON ON L6W3E5

Between: Enterprise REIT Operating LP Landlord

And

JEAUR SMITH Tenants
THELMA SMITH

Enterprise REIT Operating LP (the 'Landlord') applied for an order to terminate the tenancy and evict JEAUR SMITH and THELMA SMITH (the 'Tenants') because the Tenants did not meet a condition specified in the order issued by the LTB on December 5, 2025 with respect to application LTB-L-081929-25.

The Landlord's application was resolved by order LTB-L-002064-26, issued on January 13, 2026. This order was issued without a hearing being held.

The Tenants filed a motion to set aside order LTB-L-002064-26.

This motion was heard by videoconference on February 9, 2026.

The Landlord's Legal Representative, E. Barbarti, and one of the Tenants, Thelma Smith, attended the hearing. The parties before the LTB consented to the following order.

On consent, it is ordered that:

1. The motion to set aside Order LTB-L-002064-26, issued on January 13, 2026, is granted.
2. Order LTB-L-002064-26, issued on January 13, 2026, is set aside and cannot be enforced.
3. Order LTB-L-081929-25, issued on December 5, 2025 remains in full force and effect.

February 17, 2026
Date Issued

Lisa Del Vecchio
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.