



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

File Number: LTB-L-043235-25-RV

In the matter of: B, 50 Stirling Avenue South
Kitchener Ontario N2G3N9

Between: Ann Tambur Landlord
1000147224 Ontario Inc

And

Tierra Robertson Tenant

Review Order

Ann Tambur and 1000147224 Ontario Inc (the 'Landlord') applied for an order to terminate the tenancy and evict Tierra Robertson (the 'Tenant') because the Tenant, another occupant of the rental unit or a person the Tenant permitted in the residential complex has seriously impaired the safety of any person and the act or omission occurred in the residential complex; and, the Tenant, another occupant of the rental unit or someone the Tenant permitted in the residential complex has willfully caused undue damage to the premises.

This application was resolved by order LTB-L-043235-25 issued on February 4, 2026.

On February 4, 2026, the Tenant requested a review of the order.

A preliminary review of the review request was completed without a hearing. In determining this request, I reviewed the audio recording for this hearing.

Determinations:

1. The Tenant's review request ("RTR") alleges that she was not reasonably able to participate in the proceeding and that there is a serious error in the Board order issued February 4, 2026 (The "Order").
2. By way of background, both parties attended the hearing, and the member ultimately found that the Tenant engaged in behaviour that seriously impaired the safety of another person.
3. The Tenant submits the member "refused to hear" key evidence and refused to give the Tenant a "a fair opportunity to challenge or dispute" the Landlord's claims. In this regard, the RTR particularizes that the member refused to consider a "word document" that contained "*dates, times, and descriptions of incidents and harassment I endured over*

several months, communications with the landlord regarding these incidents, videos, and police occurrence numbers”

4. While the recording shows the Tenant sought to introduce a word document outlining disturbances and interactions with a neighbouring tenant who was no longer living in the residential complex, I am not satisfied that the failure to consider such evidence resulted in an unfair hearing or would have changed the outcome of the proceeding.
5. The Board’s practice direction on evidence provides a member may not choose to accept an item as evidence if the item “*is not relevant*” or “*is unduly repetitious*”. I am satisfied this is what happened here. While it is clear the Tenant had concerns with the behaviour of other tenants and the Landlord’s lack of response in detailing with such matters, the recording shows that that Tenant was reminded that such allegations which could potentially form the basis of a Tenant’s application would not be considered at the current hearing of the Landlord’s application.
6. With respect to the issues in dispute in the current application, the hearing recording shows that the Tenant provided testimony, introduced documentation, and otherwise participated fully. I am not satisfied that an unfair hearing or serious error in process occurred’
7. Lastly, the RTR states that the member erred in finding there were “multiple incidents involving multiple tenants”. The Landlord’s Form N7 particularized, and the Landlord was successful in establishing, a total of 3 incidents involving troubling interactions between the Tenant and others. While it is clear the Tenant disagrees with the member’s findings, the purpose of the review process is not to provide parties with an opportunity of relitigating the issues in the hopes of a better outcome. Moreover, a request will not be granted simply because a review adjudicator might have come to a different conclusion about the evidence
8. As am not satisfied that there is a serious error in the order or that a serious error occurred in the proceedings, the RTR must therefore be denied.

It is ordered that:

1. The request to review order LTB-L-043235-25 issued on February 4, 2026 is denied. The order is confirmed and remains unchanged.

February 12, 2026
Date Issued

Peter Nicholson
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.