



**Order under Section 69
Residential Tenancies Act, 2006**

File Number: LTB-L-101401-25

In the matter of: A, 36 ARAGON AVENUE
SCARBOROUGH ON M1T1X7

Between: MICHELLE QUBTI Landlords
RAMZI QUBTI

And

YAGMUR BARAN Tenants
MUSTAFA ATAΚ

MICHELLE QUBTI and RAMZI QUBTI (the 'Landlords') applied for an order to terminate the tenancy and evict YAGMUR BARAN and MUSTAFA ATAΚ (the 'Tenants') because the Tenants did not pay the rent that the Tenants owe.

The application was heard by videoconference on February 12, 2026. The Landlord, Michelle Qubti, the Landlords' legal representatives, Eric Spalvieri, and the Tenant, Yagmur Baran attended the hearing. The Tenant, Yagmur Baran provided evidence that she was authorized by the second Tenant, Mustafa Atak to represent him in this matter

Before the start of the hearing the parties advised that they had reached an agreement. As a result of the resolution discussion, the parties mutually agreed to resolve all matters at issue in the application and requested an order on consent. I was satisfied that the parties understood the terms and consequences of their consent.

Agreed Facts:

1. The Landlords served the Tenants with a valid Notice to End Tenancy Early for Non-payment of Rent (N4 Notice). The Tenants 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. As of the hearing date, the Tenants were still in possession of the rental unit.
3. The lawful rent is \$1,750.00. It is due on the 1st day of each month.
4. Based on the Monthly rent, the daily rent/compensation is \$57.53. This amount is calculated as follows: \$1,750.00 x 12 months, divided by 365 days.

5. The Tenants have paid \$1,750.00 to the Landlords since the application was filed.
6. The rent arrears owing to February 28, 2026 are \$7,000.00.
7. The Landlords incurred costs of \$201.00 for filing the application and is entitled to reimbursement of those costs.
8. The Landlords collected a rent deposit of \$1,750.00 from the Tenants and this deposit is still being held by the Landlord. The rent deposit can only be applied to the last rental period of the tenancy if the tenancy is terminated.
9. Interest on the rent deposit, in the amount of \$27.29 is owing to the Tenants for the period from May 18, 2025 to February 12, 2026.

On consent it is ordered that:

1. The tenancy between the Landlords and the Tenants is terminated unless the Tenants void this order.
 2. **The Tenants may void this order and continue the tenancy by paying to the Landlords or to the LTB in trust:**
 - \$7,201.00 if the payment is made on or before February 28, 2026. See Schedule 1 for the calculation of the amount owing.
- OR**
- \$8,951.00 if the payment is made on or before March 31, 2026. See Schedule 1 for the calculation of the amount owing.
 3. The Tenants may also make a motion at the LTB to void this order under section 74(11) of the Act, if the Tenants have paid the full amount owing as ordered plus any additional rent that became due after March 31, 2026, but before the Court Enforcement Office (Sheriff) enforces the eviction. The Tenants may only make this motion once during the tenancy.
 4. **If the Tenants do not pay the amount required to void this order the Tenants must move out of the rental unit on or before March 31, 2026.**
 5. If the Tenants do not void the order, the Tenants shall pay to the Landlords \$4,364.07. This amount includes rent arrears owing up to the date of the hearing and the cost of filing the application. The rent deposit and interest the Landlords owe on the rent deposit are deducted from the amount owing by the Tenants. See Schedule 1 for the calculation of the amount owing.
 6. The Tenants shall also pay the Landlords compensation of \$57.53 per day for the use of the unit starting February 13, 2026 until the date the Tenant moves out of the unit.
 7. If the Tenants do not pay the Landlords the full amount owing on or before March 31, 2026, the Tenants will start to owe interest. This will be simple interest calculated from April 1, 2026 at 4.00% annually on the balance outstanding.

8. If the unit is not vacated on or before March 31, 2026, then starting April 1, 2026, the Landlords may file this order with the Court Enforcement Office (Sheriff) so that the eviction may be enforced.
9. Upon receipt of this order, the Court Enforcement Office (Sheriff) is directed to give vacant possession of the unit to the Landlords on or after April 1, 2026.
10. This Order settles all matters arising from this tenancy to the hearing date, February 12, 2026 and neither party will file any other application, action, claim or commence any proceedings against the other party related to this tenancy in any court of competent jurisdiction. This includes, but is not limited to, monetary compensation or otherwise.

February 17, 2026
Date Issued

Floredana Ungureanu
Hearings Officer, 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.

In accordance with section 81 of the Act, the part of this order relating to the eviction expires on October 1, 2026 if the order has not been filed on or before this date with the Court Enforcement Office (Sheriff) that has territorial jurisdiction where the rental unit is located.

Schedule 1
SUMMARY OF CALCULATIONS

A. Amount the Tenants must pay to void the eviction order and continue the tenancy if the payment is made on or before February 28, 2026

Rent Owing to February 28, 2026	\$8,750.00
Application Filing Fee	\$201.00
Less the amount the Tenants paid to the Landlords since the application was filed	- \$1,750.00
Total the Tenants must pay to continue the tenancy	\$7,201.00

B. Amount the Tenants must pay to void the eviction order and continue the tenancy if the payment is made on or before March 31, 2026

Rent Owing to March 31, 2026	\$10,500.00
Application Filing Fee	\$201.00
Less the amount the Tenants paid to the Landlords since the application was filed	- \$1,750.00
Total the Tenants must pay to continue the tenancy	\$8,951.00

C. Amount the Tenants must pay if the tenancy is terminated

Rent Owing to Hearing Date	\$7,690.36
Application Filing Fee	\$201.00
Less the amount the Tenants paid to the Landlords since the application was filed	- \$1,750.00
Less the amount of the last month's rent deposit	- \$1,750.00
Less the amount of the interest on the last month's rent deposit	- \$27.29
Total amount owing to the Landlords	\$4,364.07
Plus daily compensation owing for each day of occupation starting February 13, 2026	\$57.53 (per day)
**Ongoing daily compensation continues to accumulate until the total amount owing (excluding costs) is \$50,000.00.	