



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

File Number: LTB-L-104814-25

In the matter of: 115, 125 Wellington St. N.
Hamilton, ON L8R 3J4

Between: Equiton Residential Income Fund LP Landlord

And

Keir McColl Tenant

Equiton Residential Income Fund LP (the 'Landlord') applied for an order to terminate the tenancy and evict Keir McColl (the 'Tenant') because the Tenant did not pay the rent that the Tenant owes.

This application was heard by videoconference on February 24, 2026. Only the Landlord's Representative, Laveena Sansal, attended the hearing.

As of 10:15 a.m., the Tenant was not present, nor 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 Landlord's 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 January 28, 2026. Rent arrears are calculated up to the date the Tenant vacated the unit.
4. The lawful rent is \$1,445.00. It was due on the 1st day of each month.
5. The Tenant has paid \$3,146.62 to the Landlord since the application was filed.
6. The rent arrears owing to January 28, 2026, are \$1,073.66.
7. The Landlord incurred costs of \$186.00 for filing the application and is entitled to reimbursement of those costs.

8. The Landlord collected a rent deposit of \$1,474.49 from the Tenant and this deposit is still being held by the Landlord. The rent deposit is applied to the arrears of rent because the tenancy terminated.
9. Interest on the rent deposit, in the amount of \$23.24 is owing to the Tenant for the period from April 30, 2025, to January 28, 2026.

It is ordered that:

1. The tenancy between the Landlord and the Tenant is terminated as of January 28, 2026, the date the Tenant moved out of the rental unit.
2. The Landlord shall pay to the Tenant \$238.07. The Tenant owes the Landlord rent arrears owing up to the date the Tenant moved out of the rental unit and the cost of filing the application. The amount of rent deposit and interest the Landlord owes on the rent deposit exceeds the amount owing by the Tenant. See Schedule 1 for the calculation of the amount owing.
3. If the Landlord does not pay the Tenant the full amount owing on or before March 14, 2026, the Landlord will start to owe interest. This will be simple interest calculated from March 15, 2026, at 4.00% annually on the balance outstanding.

March 3, 2026
Date Issued

Jane Dean
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	\$4,220.28
Application Filing Fee	\$186.00
Less the amount the Tenant paid to the Landlord since the application was filed	- \$3,146.62
Less the amount of the last month's rent deposit	- \$1,474.49
Less the amount of the interest on the last month's rent deposit	- \$23.24
Total amount owing to the Landlord	\$(238.07)