



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

File Number: LTB-L-068730-25

In the matter of: Upstairs, 99 BOON AVE
TORONTO ON M6E3Z4

Between: Densil Stone Landlord

And

Wayne Thomas Tenant

Densil Stone (the 'Landlord') applied for an order to terminate the tenancy and evict Wayne Thomas (the 'Tenant') because the Tenant did not pay the rent that the Tenant owes.

This application was heard by videoconference on February 25, 2026.

Only the Landlord's agent David Stone attended the hearing.

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 Landlord's agent advised that the Tenant was detained on July 28, 2026, however, the Tenant's items remained in the rental unit. One month after being detained, the Tenant removed his personal belongings/items from the rental unit, leaving only "garbage" behind. The Landlord's agent advised the Tenant has not since returned, suggesting the Tenant permanently vacated the rental unit on August 28, 2026 pursuant to the Form N4 notice given. Rent arrears are calculated up to the date the Tenant vacated the unit
4. The lawful rent is \$715.00. It was due on the 1st day of each month.
5. The Tenant has not made any payments since the application was filed.
6. The rent arrears owing to August 28, 2025 are \$4,233.28.
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 \$600.00 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 \$54.62 is owing to the Tenant for the period from July 1, 2020 to August 28, 2025.

It is ordered that:

1. The tenancy between the Landlord and the Tenant is terminated as of August 28, 2025, the date the Tenant moved out of the rental unit.
2. The Tenant shall pay to the Landlord \$3,764.66. This amount includes rent arrears owing up to the date the Tenant moved out of the rental unit and the cost of filing the application. The rent deposit and interest the Landlord owes on the rent deposit is deducted from the amount owing by the Tenant. See Schedule 1 for the calculation of the amount owing.
3. If the Tenant does not pay the Landlord the full amount owing on or before March 17, 2026, the Tenant will start to owe interest. This will be simple interest calculated from March 18, 2026 at 4.00% annually on the balance outstanding.

March 6, 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.

**Schedule 1
SUMMARY OF CALCULATIONS**

A. Amount the Tenant must pay as the tenancy is terminated

Rent Owing To Move Out Date	\$4,233.28
Application Filing Fee	\$186.00
Less the amount of the last month's rent deposit	- \$600.00
Less the amount of the interest on the last month's rent deposit	- \$54.62
Total amount owing to the Landlord	\$3,764.66