



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

File Number: LTB-L-105704-25

In the matter of: 701, 76 TECUMSEH RD E
WINDSOR ON N8X2P7

Between: Amiraco Properties Inc. Landlord

And

Estate of Dorothy E Coleby Tenant

Amiraco Properties Inc. (the 'Landlord') applied for an order to terminate the tenancy and evict Dorothy E Coleby (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 Legal Representative, Charlotte Williams attended the hearing.

As of 9:38 a.m., the Tenant was not present or 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 lawful rent is \$969.34. It was due on the 1st day of each month.
4. The Tenant has not made any payments since the application was filed.
5. The rent arrears owing to February 16, 2026 are \$3,091.08.
6. The Landlord incurred costs of \$186.00 for filing the application and is entitled to reimbursement of those costs.

7. The Landlord collected a rent deposit of \$815.00 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.
8. Interest on the rent deposit, in the amount of \$134.06 is owing to the Tenant for the period from December 1, 2016 to February 16, 2026.
9. Section 91 of the *Residential Tenancies Act, 2006* (the 'Act') provides that if a tenant of a rental unit dies and there are no other tenants of the rental unit, the tenancy shall be deemed terminated 30 days after the death of the tenant.
10. The Landlord's Legal Representative submits that the Tenant passed away on January 17, 2026 and there are no other occupants of the rental unit. As a result, the tenancy is deemed terminated effective February 16, 2026.

It is ordered that:

1. The tenancy between the Landlord and the Tenant is terminated as of February 16, 2026.
2. The Tenant shall pay to the Landlord \$2,328.02. 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 14, 2026, the Tenant 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

Christopher Lin
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	\$3,091.08
Application Filing Fee	\$186.00
Less the amount of the last month's rent deposit	- \$815.00
Less the amount of the interest on the last month's rent deposit	- \$134.06
Total amount owing to the Landlord	\$2,328.02