



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

File Number: LTB-L-107079-25

In the matter of: B, 1617 Weston Rd.
YORK ON M9N1T8

Between: Tien Van Dang Landlord

And

Aranka Erdei-nagy Tenant
Gyula Balogh

Tien Van Dang (the 'Landlord') applied for an order to terminate the tenancy and evict Aranka Erdei-nagy and Gyula Balogh (the 'Tenant') because the Tenant did not pay the rent that the Tenant owes.

This application was heard by videoconference on March 4, 2026.

Only the Landlord's Agent, John Dang attended the hearing.

While the Tenants initially signed into the hearing, the Tenants disconnected from the hearing at approximately 10:32 a.m. and did not return to the hearing room. No explanation was provided for why the Tenants had disconnected or why they had failed to return to the hearing room. While the Landlord's Agent attempted to contact the Tenants to have them return to the hearing room, the Tenants did not respond, nor did the Tenants return to the hearing room. As a result, the matter was heard on an uncontested basis.

As of 11:00 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. As of the hearing date, the Tenant was still in possession of the rental unit.
3. The lawful rent is \$2,500.00. It is due on the 1st day of each month.

4. Based on the Monthly rent, the daily rent/compensation is \$82.19. This amount is calculated as follows: \$2,500.00 x 12, divided by 365 days.
5. The Tenant has not made any payments since the application was filed.
6. The rent arrears owing to March 31, 2026 are \$10,000.00.
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 \$2,500.00 from the Tenant 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 \$53.08 is owing to the Tenant for the period from March 1, 2025 to March 4, 2026.
10. I have considered all of the disclosed circumstances in accordance with subsection 83(2) of the *Residential Tenancies Act, 2006* (the 'Act'), including whether the Landlord attempted to negotiate a repayment agreement with the Tenant and find that it would be unfair to grant relief from eviction pursuant to subsection 83(1) of the Act.
11. The Landlord had previously filed an L1 application under LTB-L-043816-25 for the arrears for the period of May 1, 2025 through to November 30, 2025 and an order for arrears only was issued on December 3, 2025 determining that the Tenants owe \$17,500.00 in arrears to November 30, 2025.
12. The Tenants have subsequently failed to pay the rent for December 2025 through to March 31, 2025.
13. I was not aware of any circumstances that would give rise to a reason to delay or deny eviction and the Tenants were not present to tell me about their circumstances.
14. Given the high amount of the arrears and the fact that the Tenants have made no payments since the application was filed, I find that it would be unfairly prejudicial to grant any further relief from eviction.

It is ordered that:

1. The tenancy between the Landlord and the Tenant is terminated unless the Tenant voids this order.
2. **The Tenant may void this order and continue the tenancy by paying to the Landlord or to the LTB in trust:**
 - \$10,186.00 if the payment is made on or before March 24, 2026. See Schedule 1 for the calculation of the amount owing.
3. The Tenant may also make a motion at the LTB to void this order under section 74(11) of the Act, if the Tenant has paid the full amount owing as ordered plus any additional rent that became due after March 24, 2026 but before the Court Enforcement Office (Sheriff) enforces the eviction. The Tenant may only make this motion once during the tenancy.

4. **If the Tenant does not pay the amount required to void this order the Tenant must move out of the rental unit on or before March 24, 2026.**
5. If the Tenant does not void the order, the Tenant shall pay to the Landlord \$5,461.68. 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 Landlord owes on the rent deposit are deducted from the amount owing by the Tenant. See Schedule 1 for the calculation of the amount owing.
6. The Tenant shall also pay the Landlord compensation of \$82.19 per day for the use of the unit starting March 5, 2026 until the date the Tenant moves out of the unit.
7. If the Tenant does not pay the Landlord the full amount owing on or before March 24, 2026, the Tenant will start to owe interest. This will be simple interest calculated from March 25, 2026 at 4.00% annually on the balance outstanding.
8. If the unit is not vacated on or before March 24, 2026, then starting March 25, 2026, the Landlord 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 Landlord on or after March 25, 2026.

March 13, 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.

In accordance with section 81 of the Act, the part of this order relating to the eviction expires on September 25, 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 Tenant must pay to void the eviction order and continue the tenancy if the payment is made on or before March 24, 2026

Rent Owing To March 31, 2026	\$10,000.00
Application Filing Fee	\$186.00
Total the Tenant must pay to continue the tenancy	\$10,186.00

B. Amount the Tenant must pay if the tenancy is terminated

Rent Owing To Hearing Date	\$7,828.76
Application Filing Fee	\$186.00
Less the amount of the last month's rent deposit	- \$2,500.00
Less the amount of the interest on the last month's rent deposit	- \$53.08
Total amount owing to the Landlord	\$5,461.68
Plus daily compensation owing for each day of occupation starting March 5, 2026	\$82.19 (per day)
**Ongoing daily compensation continues to accumulate until the total amount owing (excluding costs) is \$50,000.00.	