



Order under Section 31 Residential Tenancies Act, 2006

File Number: LTB-T-072145-25

In the matter of: 29 King Street East
Colborne ON K0K1S0

Between: Jessica Gill-Kuzyk Tenant

And

Rupa Holdings Incorporated c/o David Rieger Landlord

Jessica Gill-Kuzyk (the 'Tenant') applied for an order determining that Rupa Holdings Incorporated c/o David Rieger (the 'Landlord') substantially interfered with the reasonable enjoyment of the rental unit or residential complex by the Tenant or by a member of their household, withheld or interfered with their vital services or care services and meals in a care home.

Further, the Tenant applied for an order determining that the Landlord failed to meet the Landlord's maintenance obligations under the *Residential Tenancies Act, 2006* (the 'Act') or failed to comply with health, safety, housing or maintenance standards.

This Adjudicative Case Conference was heard by videoconference on March 9, 2026.

Neither the Tenant nor the Landlord were present or represented at the hearing as of 9:30 am although properly served with notice of this hearing by the LTB.

On November 9, 2025, the Landlord's Legal Representative filed a Request to Reschedule the Adjudicative Case Conference scheduled for March 9, 2026, in order to combine the application with another application the Tenant had filed. On November 17, 2025, the Board denied the Landlord's Legal Representative's request.

On January 31, 2026, the Tenant's Legal Representative advised the Board by way of a letter that the Landlord's Legal Representative would not be available to attend the March 9, 2026, Adjudicative Case Conference date and that the Tenant consents to the rescheduling of the Adjudicative Case Conference. This was not filed as a Request to Reschedule, and the Landlord's Legal Representative had already consented in their previous request.

The Board never addressed the further documentation, likely because it was not filed as a further Request to Reschedule. As such, I find the application is dismissed as abandoned as no one attended the hearing. Seeing as the January 31, 2026, letter was never responded to, I find that

the Tenant or the Tenant's Legal Representative knew or ought to have known that someone should have attended the March 9, 2026 Adjudicative Case Conference and the application is dismissed.

Determinations:

1. Since the Tenant did not attend the hearing to support their application, I find that this application has been abandoned.

It is ordered that:

1. The Tenant's application is dismissed.

March 11, 2026
Date Issued

Jagger Benham
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.