



Order under Section 21.2 of the Statutory Powers Procedure Act and the Residential Tenancies Act, 2006

Citation: LEDUC-SLOBODA v LAFOND, 2026 ONLTB 22794

Date: 2026-03-13

File Number: LTB-L-000225-26-RV

In the matter of: 3, 35 FRONT ST
SUDBURY ON P3E3K6

Between:	Carter Leduc-Sloboda	Landlord
	And	
	Jessica Lafond	Tenant

Review Order

Carter Leduc-Sloboda (the 'Landlord') applied for an order to terminate the tenancy and evict Jessica Lafond (the 'Tenant') because:

- the Tenant did not pay the rent that the Tenant owes (L1 application); and
- the Tenant has been persistently late in paying the Tenant's rent (L2 application).

These applications was resolved by order LTB-L-000225-26 issued on March 11, 2026.

On March 12, 2026, the Tenant requested a review of the order.

A preliminary review of the review request was completed without a hearing. In determining this request, I reviewed the materials in the LTB's file as well as the audio recording for this hearing.

Determinations:

1. On the basis of the submissions made in the request, I am not satisfied that there is a serious error in the order or that a serious error occurred in the proceedings or that the Tenant was not reasonably able to participate in the proceeding.
2. At the March 9, 2026 Board hearing, the parties consented to the terms in the order under review. The order requires the Tenant to make on time payments respecting rent arrears in accordance with a schedule and to also pay future rent on time as it becomes due.
3. The Tenant submits she did not understand the Board's process and suffers from mental health issues. The Tenant states she had taken medication for an anxiety attack prior to the hearing and that this impacted her decisions.

4. I have listened to the audio recording. The presiding Member reads out all of the terms of the consent order to the parties and confirms with the Tenant that she understand them. The Tenant after being asked by the Member if she has any questions responds no.
5. In *Lacroix v. Central-McKinlay International Ltd.*, 2022 ONSC 2807, the Divisional Court affirmed, at paragraph 11, that “it is incumbent on a party [who claims they were incapable of participating in the hearing] to raise the issue with the tribunal, or for there to be a basis on which the claim of incapability is grounded objectively in events at the hearing”.
6. In *Sutton v. Patterson and Morrow*, 2021 ONSC 1403, the Divisional Court at paragraph 6 affirmed that a party who has a procedural fairness concern is obligated to make their objections known, not wait until the appeal to raise their fairness concerns.
7. The hearing recording does not show any basis to conclude the Tenant was not able to understand the terms she agreed to. There were no events during the recording that suggests the Tenant was incapable or unable to raise procedural fairness issues. As stated, all of the terms of the order were specifically put to the Tenant and she confirmed she understood them. The Tenant has submitted no medical documentation showing that on the hearing date she was incapable of understanding or agreeing to the terms in the order.
8. The Divisional Court has stated that “parties ought not to be easily able to revisit Board orders that have been made on consent. The effective resolution of matters that come before the Board will be greatly impaired if parties can continually seek to revisit issues that they have earlier agreed to resolve.” (*Trust Construction Corporation v. McKie*, 2017 ONSC 4702).
9. Based on my review of the audio recoding, I am not satisfied there is sufficient reason to revisit the consent order. On the basis of the submissions made in the request, I am not satisfied that there is a serious error in the order or that a serious error occurred in the proceedings or that the Tenant was not reasonably able to participate in the hearing. For these reasons, the Tenant’s request for review is denied.

It is ordered that:

1. The request to review order LTB-L-000225-26 issued on March 11, 2026 is denied. The order is confirmed and remains unchanged.

March 13, 2026
Date Issued

John Cashmore
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.