



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

Citation: Miller v Gryguc, 2026 ONLTB 22861

Date: 2026-03-13

File Number: LTB-L-001683-26-RV

In the matter of: UNIT 1804, 100 QUEBEC AVE
TORONTO ON M6P4B8

Between:	Gerald Miller	Landlord
And		
	Gregory Gryguc	Tenant

Review Order

Gerald Miller (the 'Landlord') applied for an order to terminate the tenancy and evict Gregory Gryguc (the 'Tenant') because the Tenant did not pay the rent that the Tenant owes.

This application was resolved by order LTB-L-001683-26 issued on March 3, 2026.

On March 11, 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.

Determinations:

1. This review request is made on the grounds of serious error and being not reasonably able to participate in the proceedings.
2. The hearing that gave rise to the order under review took place on February 26, 2026. The Tenant did not attend except very briefly to request an adjournment. A legal representative attended for the purpose of requesting an adjournment.
3. At the hearing the Tenant and the Tenant's representative requested an adjournment because the Tenant, who is a lawyer, had to attend a motion at the Superior Court of Justice.
4. The Tenant submits that on January 21, 2026 they requested an adjournment to which they did not receive consent. I interpret this to mean that the Tenant asked the Landlord for their consent to reschedule the hearing and the Landlord did not consent. The Tenant submits that they requested the LTB to provide access to the portal but they received no response prior to the hearing.

5. I am not satisfied that the Tenant was not able to participate in the proceeding, themselves or through their representative.
6. The issues in this application were simple: rental arrears and late payments. The Tenant did not need access to the portal to receive the relevant documents, which were the notices of termination, the application, and the update sheet. The notices and update sheet would have been served on the Tenant by the Landlord. The application was sent to the Tenant with the notice of hearing.
7. The Tenant acknowledges being aware of the hearing date since January 21, 2026. The Tenant had from that date to the date of the hearing to give evidence and instructions to their legal representative. They also had from that date to file a request to reschedule the hearing. The Tenant submits that their lack of access to the portal prevented them from filing documents with the LTB. Parties and representatives may file materials and requests with the LTB in a number of ways, including by email (email addresses are provided on the notice of hearing) or by dropping them off at a Service Ontario location.
8. I am also not satisfied that the Member seriously erred by denying the adjournment request. The Tenant had not previously filed a request to reschedule. Neither the Tenant nor the Tenant's legal representative provided any document to show that the Tenant was in a Superior Court Motion on the hearing date. The Tenant has also not provided any such documentation with the review request.
9. A decision whether to adjourn a matter is a discretionary one which will not be interfered with lightly on review. The Member notes in the order that there is no evidence of any request to reschedule this matter and there is no evidence provided by the Tenant's legal representative to show why the Tenant could not attend the hearing or why the representative could not attend on behalf of the Tenant. These were relevant considerations and so I cannot find that the decision to deny the adjournment request was unreasonable.
10. 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.

It is ordered that:

1. The request to review order LTB-L-001683-26 issued on March 3, 2026 is denied. The order is confirmed and remains unchanged.

March 13, 2026
Date Issued

Renée Lang
Vice Chair, 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.