



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

File Number: LTB-L-000094-26

In the matter of: Upper Unit, 6 A BEAMSVILLE DR
SCARBOROUGH ON M1T3S2

Between: Yubo Liu Landlords
Yonghong Xue

And

Irene Tanajura Capuz Tenants
Marlon Celetaria Capuz

Yubo Liu and Yonghong Xue (the 'Landlords') applied for an order to terminate the tenancy and evict Irene Tanajura Capuz and Marlon Celetaria Capuz (the 'Tenants') because the Tenants did not pay the rent that the Tenants owe.

This application was heard by videoconference on March 11, 2026.

The Landlords and Tenant, Irene Tanajura Capuz, who confirmed their permission to represent the interests of Tenant, Marlon Celetaria Capuz, participated in mediation and agreed to an Order on Consent in full and final satisfaction of the application, and in so doing, understand that their legal rights to a hearing on the merits of the matter have been waived.

I was satisfied that the terms of this agreement are consistent with the *Residential Tenancies Act, 2006*.

I was satisfied that the parties have provided their informed, independent, and voluntary consent.

The parties before the LTB consented to the following order:

It is agreed that:

1. The Landlords served the Tenants with a Notice to End Tenancy Early for Non-payment of Rent (N4 Notice). The Tenants 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 Tenants were still in possession of the rental unit.
3. The lawful rent is \$2,940.00. It is due on the 1st day of each month.

4. Based on the monthly rent, the daily rent/compensation is \$96.66. This amount is calculated as follows: \$2,940.00 x 12, divided by 365 days.
5. The rent arrears owing to March 31, 2026 are \$7,689.00.
6. The Landlords incurred costs of \$186.00 for filing the application and is entitled to reimbursement of those costs.
7. The Landlords collected a rent deposit of \$2,800.00 from the Tenants and this deposit is still being held by the Landlords. The rent deposit can only be applied to the last rental period of the tenancy if the tenancy is terminated.
8. Interest on the rent deposit, in the amount of \$241.09 is owing to the Tenants for the period from August 31, 2022 to March 11, 2026.

It is ordered on consent that:

1. The tenancy between the Landlords and the Tenants is terminated in a final way and without voiding provisions.
2. The Tenants must move out of the rental unit on or before June 30, 2026.
3. The Tenants shall pay to the Landlords \$2,957.17. 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 Landlords owe on the rent deposit are deducted from the amount owing by the Tenants. See Schedule 1 for the calculation of the amount owing.
4. The Tenants shall also pay the Landlords compensation of \$96.66 per day for the use of the unit starting March 12, 2026 until the date the Tenants move out of the unit.
5. If the Tenants do not pay the Landlords the full amount owing on or before June 30, 2026, the Tenants will start to owe interest. This will be simple interest calculated annually from July 1, 2026 on the balance outstanding at the post-judgment interest rate determined under section 127 of the *Courts of Justice Act*.
6. If the unit is not vacated on or before June 30, 2026, then starting July 1, 2026, the Landlords may file this order with the Court Enforcement Office (Sheriff) so that the eviction may be enforced.
7. Upon receipt of this order, the Court Enforcement Office (Sheriff) is directed to give vacant possession of the unit to the Landlords on or after July 1, 2026.

March 17, 2026
Date Issued

Janice Campbell
Hearings Officer, 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 January 1, 2027 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 Tenants must pay as the tenancy is terminated

Rent Owing To Hearing Date – March 11, 2026	\$5,812.26
Application Filing Fee	\$186.00
Less the amount of the last month's rent deposit	- \$2,800.00
Less the amount of the interest on the last month's rent deposit	- \$241.09
Total amount owing to the Landlords	\$2,957.17
Plus daily compensation owing for each day of occupation starting March 12, 2026	\$96.66 (per day)
**Ongoing daily compensation continues to accumulate until the total amount owing (excluding costs) is \$50,000.00.	