



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

Citation: Peixoto v Esposoto, 2026 ONLTB 23504

Date: 2026-03-19

File Number: LTB-T-081289-25-RV2

In the matter of: 19, 400 BEACH BLVD
HAMILTON ON L6H6W7

Between:	Sandra Peixoto	Tenant
And		
	Anthony Esposoto	Landlord

Review Order

Sandra Peixoto (the 'Tenant') applied for an order determining that Anthony Esposoto (the 'Landlord'):

- entered the rental unit illegally.
- substantially interfered with the reasonable enjoyment of the rental unit or residential complex by the Tenant or by a member of their household.
- harassed, obstructed, coerced, threatened or interfered with the Tenant.

This application was resolved by order LTB-T-081289-25 issued on February 20, 2026.

On March 16, 2026, the Tenant requested a review of the order.

The request to review was resolved by order LTB-T-081289-25-RV issued on March 17, 2026.

On March 18, 2026, the Tenant filed a second request to review order LTB-T-081289-25 issued on February 20, 2026.

A preliminary review of the review request was completed without a hearing.

Determinations:

1. Rule 26.18 states:

- 26.18** The LTB will not consider a further request to review the same order or to review the review order from the same requesting party.

2. Although the Board may waive the application of a rule, I do not find it appropriate to do so in this case. The Tenant requests that the Board waive the rule because they did not get legal advice before they filed the first request to review.
3. I am not satisfied that it would be appropriate to waive the rule for these reasons in the context of this case. It is clear from the first request to review that the Tenant understood that they were required to explain why they did not attend the hearing because the Tenant provided a cogent reason for not doing so: they said they submitted requests to reschedule and that they believed the hearing had been rescheduled.
4. The reasons given in the second request to review (i.e. they slept in) are cut from a wholly different cloth. The different reasons do not result from having obtained legal advice, but rather from wanting to provide a different, and potentially more successful, explanation for not attending hearing. It would not be appropriate to waive the rule so that the Tenant could provide a different explanation for not attending hearing.
5. Moreover, the reasons in the second request to review (they tried to attend the hearing) are also inconsistent with the reasons in the first request to review (they thought the hearing was rescheduled). This inconsistency was not explained in the second request to review.
6. As a result, the request to review is denied pursuant to rule 26.18.

It is ordered that:

1. The March 18, 2026 request to review order LTB-T-081289-25 issued on February 20, 2026 is denied. The order is confirmed and remains unchanged.

March 19, 2026
Date Issued

Richard Ferriss
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.