



Order under Section 69 Residential Tenancies Act, 2006

File Number: LTB-L-002712-26

In the matter of: 178 BREEZY PINES DR
MISSISSAUGA ON L5B1B4

Between: Imran Selimkhanov Landlord
Anna Tymoshchuk

And

Krzysztof Markowski Tenant
Kimberley Kenney

Imran Selimkhanov and Anna Tymoshchuk (the 'Landlord') applied for an order to terminate the tenancy and evict Krzysztof Markowski and Kimberley Kenney (the 'Tenant') because the Tenant did not pay the rent that the Tenant owes.

This application was heard by videoconference on March 18, 2026. The parties requested that Dispute Resolution Officer (DRO) Sumathi Dhanapal provide assistance in finalizing the terms and issue an order on consent to resolve all matters raised in the application.

Before the start of the hearing the Landlord's Representative, Andrew McMaster, and the Tenant, Krzysztof Markowski and Kimberley Kenney advised that the parties had reached an agreement.

I am satisfied that the parties understood the consequences of their consent.

Agreed Facts:

1. As of the hearing date, the Tenant was still in possession of the rental unit.
2. The lawful rent is \$5,000.00. It is due on the 1st day of each month.
3. Based on the Monthly rent, the daily rent/compensation is \$164.38. This amount is calculated as follows: \$5,000.00 x 12, divided by 365 days.
4. The Tenant has not made any payments since the application was filed.
5. The rent arrears owing to March 31, 2026 are \$33,000.00.
6. The Landlord incurred costs of \$186.00 for filing the application and is entitled to reimbursement of those costs.
7. The Landlord collected a rent deposit of \$5,000.00 from the Tenant and this deposit is still being held by the Landlord. 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 \$173.62 is owing to the Tenant for the period from October 1, 2024 to March 18, 2026.

On consent, it is ordered that:

1. The tenancy between the Landlord and the Tenant is terminated on or before May 31, 2026.
2. The Tenant shall pay \$5,000.00 on or before April 30, 2026, for April 2026 rent.
3. If the Tenant fails to make the payment in accordance with this order, the outstanding balance of any arrears of rent and costs to be paid by the Tenant to the Landlord pursuant to paragraph 4 of this order shall become immediately due and owing and the Landlord may, without notice to the Tenant, apply to the LTB within 30 days of the Tenant's breach pursuant to section 78 of the Act for an order terminating the tenancy and evicting the Tenant and requiring that the Tenant pay any new arrears, NSF fees and related charges that became owing after March 31, 2026.
4. The Tenant shall pay to the Landlord \$25,971.22. 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 Landlord owes on the rent deposit are deducted from the amount owing by the Tenant. See Schedule 1 for the calculation of the amount owing.
5. The Tenant shall also pay the Landlord compensation of \$164.38 per day for the use of the unit starting March 19, 2026, until the date the Tenant moves out of the unit.
6. If the Tenant does not pay the Landlord the full amount owing on or before May 31, 2026, the Tenant will start to owe interest. This will be simple interest calculated from June 1, 2026 at 4.00% annually on the balance outstanding.
7. If the unit is not vacated on or before May 31, 2026, then starting June 1, 2026, the Landlord may file this order with the Court Enforcement Office (Sheriff) so that the eviction may be enforced.
8. Upon receipt of this order, the Court Enforcement Office (Sheriff) is directed to give vacant possession of the unit to the Landlord on or after June 1, 2026.

March 23, 2026

Date Issued

Sumathi Dhanapal

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 December 1, 2026 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 Tenant must pay if the tenancy is terminated

Rent Owing To Hearing Date	\$30,958.84
Application Filing Fee	\$186.00
Less the amount of the last month's rent deposit	- \$5,000.00
Less the amount of the interest on the last month's rent deposit	- \$173.62
Total amount owing to the Landlord	\$25,971.22
Plus daily compensation owing for each day of occupation starting March 19, 2026	\$164.38 (per day)
**Ongoing daily compensation continues to accumulate until the total amount owing (excluding costs) is \$50,000.00.	