



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

File Number: LTB-L-003235-26

In the matter of: 74, 2950 PENNY DR
OTTAWA ON K2B6H5

Between: Ottawa Community Housing Corp. Landlord

And

Hyguetta Ndagano Tenant

Ottawa Community Housing Corp. (the 'Landlord') applied for an order to terminate the tenancy and evict Hyguetta Ndagano (the 'Tenant') because the Tenant did not pay the rent that the Tenant owes.

This application was heard by videoconference on March 19, 2026.

The Landlord Representative Shirley Furlotte and the Tenant Support Collins Kepa attended the hearing.

Preliminary issue:

1. At the outset of the hearing the Tenant Support requested permission to represent the Tenant. Testifying they were not a licensee, had not appeared before the Board in this capacity before and were not receiving compensation for their services.
2. Based on the above submissions I directed I was satisfied that they fell under the Law Society of Ontario's exemption pursuant to By-Law 4 and permitted them to proceed.

Determinations:

3. The Landlord served the Tenant with a valid Notice to End Tenancy Early for Non-payment of Rent (N4 Notice). The Tenant 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.
4. As of the hearing date, the Tenant was still in possession of the rental unit.
5. The lawful rent is \$196.00. It is due on the 1st day of each month.

6. Based on the Monthly rent, the daily rent/compensation is \$6.44. This amount is calculated as follows: \$196.00 x 12, divided by 365 days.
7. The Tenant has paid \$392.00 to the Landlord since the application was filed.
8. The alleged rent arrears owing to March 31, 2026 are \$1,634.00.
9. The Tenant Support opposed the alleged amount owing, claiming the arrears occurred due to no fault of the Tenant but rather a failure to receive their subsidy.
10. In response the Landlord Representative submitted the rental unit was Rent Geared to Income (RGI) and the Tenant had let their subsidy lapse, failing to ensure the paperwork was submitted on time.
11. Based on the above submissions I directed that I did not have jurisdiction over the awarding of subsidies as such was satisfied that the arrears were \$ 1,634.00 as alleged. The Tenant support then request that delay be given owing to the Tenant being a recent immigrant to Canada and having limited means.
12. The Landlord Representative submitted they would be willing to delay until March 31, 2026.
13. The Landlord incurred costs of \$186.00 for filing the application and is entitled to reimbursement of those costs.
14. There is no last month's rent deposit.
15. I have considered all of the disclosed circumstances in accordance with subsection 83(2) of the *Residential Tenancies Act, 2006* (the 'Act'), and find that it would not be unfair to postpone the eviction until April 30, 2026 pursuant to subsection 83(1)(b) of the Act.
16. Specifically, given the minimal amount owing, and the limited means of the Tenant, I am satisfied a delay to April 30, 2026 will afford them enough time to secure financing or find alternative accommodation without overtly prejudicing the Landlord.

It is ordered that:

1. The tenancy between the Landlord and the Tenant is terminated unless the Tenant voids this order.
2. **The Tenant may void this order and continue the tenancy by paying to the Landlord or to the LTB in trust:**
 - \$1,820.00 if the payment is made on or before March 31, 2026. See Schedule 1 for the calculation of the amount owing.

OR

 - \$2,212.00 if the payment is made on or before April 30, 2026. See Schedule 1 for the calculation of the amount owing.

3. The Tenant may also make a motion at the LTB to void this order under section 74(11) of the Act, if the Tenant has paid the full amount owing as ordered plus any additional rent that became due after April 30, 2026 but before the Court Enforcement Office (Sheriff) enforces the eviction. The Tenant may only make this motion once during the tenancy.
4. **If the Tenant does not pay the amount required to void this order the Tenant must move out of the rental unit on or before April 30, 2026.**
5. If the Tenant does not void the order, the Tenant shall pay to the Landlord \$1,742.72. This amount includes rent arrears owing up to the date of the hearing and the cost of filing the application. See Schedule 1 for the calculation of the amount owing.
6. The Tenant shall also pay the Landlord compensation of \$6.44 per day for the use of the unit starting March 20, 2026 until the date the Tenant moves out of the unit.
7. If the Tenant does not pay the Landlord the full amount owing on or before April 30, 2026, the Tenant will start to owe interest. This will be simple interest calculated from May 1, 2026 at 4.00% annually on the balance outstanding.
8. If the unit is not vacated on or before April 30, 2026, then starting May 1, 2026, the Landlord may file this order with the Court Enforcement Office (Sheriff) so that the eviction may be enforced.
9. 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 May 1, 2026.

March 25, 2026

Date Issued

Kelly Delaney

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.

In accordance with section 81 of the Act, the part of this order relating to the eviction expires on November 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 to void the eviction order and continue the tenancy if the payment is made on or before March 31, 2026

Rent Owing To March 31, 2026	\$2,026.00
Application Filing Fee	\$186.00
Less the amount the Tenant paid to the Landlord since the application was filed	- \$392.00
Total the Tenant must pay to continue the tenancy	\$1,820.00

B. Amount the Tenant must pay to void the eviction order and continue the tenancy if the payment is made on or before April 30, 2026

Rent Owing To April 30, 2026	\$2,418.00
Application Filing Fee	\$186.00
Less the amount the Tenant paid to the Landlord since the application was filed	- \$392.00
Total the Tenant must pay to continue the tenancy	\$2,212.00

C. Amount the Tenant must pay if the tenancy is terminated

Rent Owing To Hearing Date	\$1,948.72
Application Filing Fee	\$186.00
Less the amount the Tenant paid to the Landlord since the application was filed	- \$392.00
Total amount owing to the Landlord	\$1,742.72
Plus daily compensation owing for each day of occupation starting March 20, 2026	\$6.44 (per day)
**Ongoing daily compensation continues to accumulate until the total amount owing (excluding costs) is \$50,000.00.	

