



Order under Section 69 Residential Tenancies Act, 2006

Citation: 1001274908 v KHADER, 2026 ONLTB 26671

Date: 2026-03-30

File Number: LTB-L-107608-25

In the matter of: basement, 1375 COLLEGE AVE
WINDSOR ON N9B1M8

Between: 1001274908

Landlord

And

Mohammad KHADER

Tenant

1001274908 (the 'Landlord') applied for an order to terminate the tenancy and evict Mohammad KHADER (the 'Tenant') because the Tenant did not pay the rent that the Tenant owes.

This application was heard by videoconference on March 27, 2026.

The Landlord's representative, Mark Gebriel, and the Tenant attended the hearing.

Determinations:

Application Amended

1. The Landlord filed their application on December 22, 2025 with the lawful rent listed as \$1500.00. Their Notice calculated arrears based on a monthly rent of \$1000.00.
2. At the hearing the Landlord requested to amend their application to reflect the \$1000.00 monthly rent.
3. As the amended monthly rent was lower, the Notice had the correct amount, the Tenant consented, and I did not see any prejudice to the Tenant, I granted the request.

L1 Application

4. 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.

5. As of the hearing date, the Tenant was still in possession of the rental unit.
6. The lawful rent is \$1,000.00. It is due on the 1st day of each month.
7. Based on the Monthly rent, the daily rent/compensation is \$32.88. This amount is calculated as follows: \$1,000.00 x 12, divided by 365 days.
8. The Tenant has not made any payments since the application was filed.
9. The rent arrears owing to March 31, 2026 are \$12,000.00.
10. The Landlord incurred costs of \$186.00 for filing the application and is entitled to reimbursement of those costs.
11. There is no last month's rent deposit.

Relief from Eviction

12. The Landlord requested a standard order to terminate the tenancy and evict the Tenant, unless the Tenant voids this Order. They attempted to negotiate a payment plan with the Tenant on January 27, 2026, but received no response.
13. The Tenant requested I delay the eviction order by a month because is still recovering from a car accident on July 11, 2025 and has a fractured back. This information is undocumented. I note that he has made no good faith payments since the application was filed. This matter was adjourned to give him a second opportunity to present evidence of payments to the Landlord, and he appeared utterly unprepared for the hearing.
14. Therefore, I have considered all of the disclosed circumstances in accordance with subsection 83(2) of the *Residential Tenancies Act, 2006* (the 'Act'), including whether the Landlord attempted to negotiate a repayment agreement with the Tenant and find that it would be unfair to grant relief from eviction pursuant to subsection 83(1) of the Act.

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:**
 - \$12,186.00 if the payment is made on or before March 31, 2026. See Schedule 1 for the calculation of the amount owing.

OR

 - \$13,186.00 if the payment is made on or before April 10, 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 10, 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 10, 2026.**
5. If the Tenant does not void the order, the Tenant shall pay to the Landlord \$12,073.76. 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 \$32.88 per day for the use of the unit starting March 28, 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 10, 2026, the Tenant will start to owe interest. This will be simple interest calculated from April 11, 2026 at 4.00% annually on the balance outstanding.
8. If the unit is not vacated on or before April 10, 2026, then starting April 10, 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 April 11, 2026.

March 30, 2026
Date Issued

Vanessa Davies
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 October 28, 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	\$12,000.00
Application Filing Fee	\$186.00
Total the Tenant must pay to continue the tenancy	\$12,186.00

B. Amount the Tenant must pay to void the eviction order and continue the tenancy if the payment is made on or before April 10, 2026

Rent Owing To April 30, 2026	\$13,000.00
Application Filing Fee	\$186.00
Total the Tenant must pay to continue the tenancy	\$13,186.00

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

Rent Owing To Hearing Date	\$11,887.76
Application Filing Fee	\$186.00
Total amount owing to the Landlord	\$12,073.76
Plus daily compensation owing for each day of occupation starting March 28, 2026	\$32.88 (per day)
**Ongoing daily compensation continues to accumulate until the total amount owing (excluding costs) is \$50,000.00.	