



Order under Section 69 Residential Tenancies Act, 2006

File Number: LTB-L-002739-26

In the matter of: 605, 4 GOLDFINCH CRT
NORTH YORK ON M2R 2C3

Between: Elm Place Inc. – 4 Goldfinch Court Landlord

And

FATAKI MARIUS MUKEMBANYI Tenant

Elm Place Inc. – 4 Goldfinch Court (the 'Landlord') applied for an order to terminate the tenancy and evict FATAKI MARIUS MUKEMBANYI (the 'Tenant') because the Tenant did not pay the rent that the Tenant owes.

This application was scheduled to be heard by videoconference on March 26, 2026. The Tenant and the Landlord's Legal Representative, Sylwia McArthur, participated.

Before the start of the hearing the parties advised that they had reached an agreement. As a result of the resolution discussion, the parties mutually agreed to resolve all matters in the application and requested an Order on Consent.

I was satisfied that the parties understood the terms and consequences of their consent.

On consent of the parties, 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:**
 - **\$6 561.69** if the payment is made on or before April 15, 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 15, 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 15, 2026.**

5. If the Tenant does not void the order, the Tenant shall pay to the Landlord \$2 995.22. This amount includes rent arrears owing up to the date of the hearing (March 26, 2026) 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.
6. The Tenant shall also pay the Landlord compensation of \$55.53 per day for the use of the unit starting March 27, 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 15, 2026, the Tenant will start to owe interest. This will be simple interest calculated from April 16, 2026 at 4.00% annually on the balance outstanding.
8. If the unit is not vacated on or before April 15, 2026, then starting April 16, 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 16, 2026.

April 1, 2026
Date Issued

Susan Parsons
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 October 16, 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 April 15, 2026

Rent Owing To April 30, 2026	\$6 375.69
Application Filing Fee	\$186.00
Total the Tenant must pay to continue the tenancy	\$6 561.69

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

Rent Owing To Hearing Date (March 26, 2026)	\$4 441.41
Application Filing Fee	\$186.00
Less the amount of the last month's rent deposit	- \$1,624.25
Less interest owing on the last month's rent deposit	- \$7.94
Total amount owing to the Landlord	\$2 995.22
Plus daily compensation owing for each day of occupation starting March 27, 2026	\$55.53 (per day)
**Ongoing daily compensation continues to accumulate until the total amount owing (excluding costs) is \$50,000.00.	