



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

File Number: LTB-L-010733-26

In the matter of: 312, 2130 KING ST E
HAMILTON ON L8K 5W7

Between: C. Valery Construction o/a Valery Properties Landlord

And

Cody Taylor Tenants
Ashley Calberry

C. Valery Construction o/a Valery Properties (the 'Landlord') applied for an order to terminate the tenancy and evict Cody Taylor and Ashley Calberry (the 'Tenants') because the Tenants did not pay the rent that the Tenants owe.

This application was heard by videoconference on April 13, 2026. The Landlord's agent, Tina Novak and the Tenants, Cody Taylor and Ashley Calberry advised that the parties had reached an agreement. The Tenants did not speak with tenant duty counsel prior to the hearing.

The parties requested that Dispute Resolution Officer (DRO) Pauline Brewster issue an order on consent to resolve all matters raised in the application.

Upon reviewing the terms of the consent with the parties, I was satisfied that the parties understood the terms and consequences of their consent.

Agreed Facts:

1. The Landlord served the Tenants with a Notice to End Tenancy Early for Non-payment of Rent (N4 Notice).
2. As of the hearing date, the Tenants were still in possession of the rental unit.
3. The lawful rent is \$1,422.19. It is due on the 1st day of each month.
4. The Tenants have paid \$900.00 to the Landlord since the application was filed.
5. The rent arrears owing to April 30, 2026, are \$13,355.86.

6. The Landlord incurred costs of \$186.00 for filing the application and is entitled to reimbursement of those costs.
7. Accordingly, the total amount the Tenants owe the Landlord is \$13,541.86

On consent, it is ordered that:

1. The Tenants shall pay to the Landlord \$13,541.86 which represents arrears of rent (\$13,355.86) plus the application filing fee (\$186.00) for the period ending April 30, 2026.
2. The Tenants shall pay to the Landlord the amount set out in paragraph 1 in accordance with the following schedule:
 - \$977.81 on or before the 20th day of each month, from April 20, 2026, to April 20, 2027. (25 months)
 - \$830.33 on or before May 20, 2027.
3. The Tenants shall also pay to the Landlord the lawful monthly rent on time and in full, as it comes due and owing on the 1st day of each month, for the period starting May 1, 2026, and continuing each month until May 1, 2027, or until the arrears are paid in full whichever date earliest.
4. If the Tenants fail to make any one of the payments in accordance with paragraphs 2 and 3 of this order, the Landlord may, without notice to the Tenants, apply to the LTB within 30 days of the Tenants' breach pursuant to section 78 of the *Residential Tenancies Act, 2006* (the 'Act') for an order terminating the tenancy and evicting the Tenants and requiring that the Tenants pay any new arrears, NSF fees and related charges that became owing after April 30, 2026.

April 21, 2026
Date Issued

Pauline Brewster
Hearings Officer, Landlord and Tenant Board

15 Grosvenor Street, Ground Floor
Toronto ON M7A 2G6

If you