



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

File Number: LTB-L-015088-26

In the matter of: 801, 1775 WESTON RD
YORK ON M9N3P8

Between: Weston Property Management Landlord

And

Miguel Lozada Tenants
Melissa Palacios

Weston Property Management (the 'Landlord') applied for an order to terminate the tenancy and evict Miguel Lozada and Melissa Palacios (the 'Tenants') because the Tenants did not pay the rent that the Tenants owe.

The application was scheduled to be heard on April 27, 2026, by video conference. Before the start of the hearing, the parties engaged in private settlement discussions and advised that they had reached a settlement to resolve all matters at issue in the application. They requested an order on consent. The matter was referred to Dispute Resolution Officer (DRO) Nancy Fahlgren to assist in finalizing the terms and issue the requested order.

The Landlord's representative, Alistair Trent, and the Tenant, Miguel Lozada, were present. The Tenant did not meet with Tenant Duty Counsel prior to the hearing.

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. As of the hearing date, the Tenants were still in possession of the rental unit.
2. The lawful rent is \$1,511.70. It is due on the 1st day of each month.
3. Based on the monthly rent, the daily rent/compensation is \$49.70. This amount is calculated as follows: \$1,511.70 x 12, divided by 365 days.
4. The Tenants have paid \$3,220.00 to the Landlord since the application was filed.
5. The rent arrears owing to April 30, 2026 are \$760.63.
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 \$1,309.91 from the Tenants 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 \$217.22 is owing to the Tenants for the period from May 1, 2017 to April 27, 2026.
9. The Landlord and the Tenants further agreed to an order that would permit the Tenants to preserve this tenancy and avoid eviction by paying the full amount owing as set out in this order by no later than May 31, 2026.

On consent, it is ordered that:

1. The tenancy between the Landlord and the Tenants is terminated unless the Tenants void this order.
 2. **The Tenants may void this order and continue the tenancy by paying to the Landlord or to the LTB in trust:**
 - \$946.63 if the payment is made on or before April 30, 2026. See Schedule 1 for the calculation of the amount owing.
- OR**
- \$2,458.33 if the payment is made on or before May 31, 2026. See Schedule 1 for the calculation of the amount owing.
 3. The Tenants may also make a motion at the LTB to void this order under section 74(11) of the Act, if the Tenants have paid the full amount owing as ordered plus any additional rent that became due after May 31, 2026 but before the Court Enforcement Office (Sheriff) enforces the eviction. The Tenants may only make this motion once during the tenancy.
 4. **If the Tenants do not pay the amount required to void this order the Tenants must move out of the rental unit on or before May 31, 2026.**
 5. As of the date of the hearing, the amount of the rent deposit and interest the Landlord owes on the rent deposit exceeds the arrears of rent, compensation and the cost of filing the application the Landlord is entitled to by \$750.30. See Schedule 1 for the calculation of the amount owing. However, the Landlord is authorized to deduct from the amount owing to the Tenants \$49.70 per day for compensation for the use of the unit starting April 28, 2026 until the date the Tenants move out of the unit.
 6. The Landlord or the Tenants shall pay to the other any sum of money that is owed as a result of this order.
 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.

April 30, 2026
Date Issued

Nancy Fahlgren
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 Tenants 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	\$3,980.63
Application Filing Fee	\$186.00
Less the amount the Tenants paid to the Landlord since the application was filed	- \$3,220.00
Total the Tenants must pay to continue the tenancy	\$946.63

B. Amount the Tenants must pay to void the eviction order and continue the tenancy if the payment is made on or before May 31, 2026

Rent Owing To May 31, 2026	\$5,492.33
Application Filing Fee	\$186.00
Less the amount the Tenants paid to the Landlord since the application was filed	- \$3,220.00
Total the Tenants must pay to continue the tenancy	\$2,458.33

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

Rent Owing To Hearing Date	\$3,810.83
Application Filing Fee	\$186.00
Less the amount the Tenants paid to the Landlord since the application was filed	- \$3,220.00
Less the amount of the last month's rent deposit	- \$1,309.91
Less the amount of the interest on the last month's rent deposit	- \$217.22
Total amount owing to the Landlord	\$(750.30)
Plus daily compensation owing for each day of occupation starting April 28, 2026	\$49.70 (per day)
**Ongoing daily compensation continues to accumulate until the total amount owing (excluding costs) is \$50,000.00.	