



**Order under Section 21.2 of the
Statutory Powers Procedure Act and the
Residential Tenancies Act, 2006**

Citation: 1001015164 Ontario Inc v Robertson, 2026 ONLTB 35865

Date: 2026-05-01

File Number: LTB-L-003180-26-RV

In the matter of: 244, 7737 Lundy's Lane
Niagara Falls ON L2H1H3

Between: 1001015164 Ontario Inc Landlord

and

Lynn Robertson Tenant

Review Order

1001015164 Ontario Inc (the 'Landlord') applied for an order to terminate the tenancy and evict Lynn Robertson (the 'Tenant') because the Tenant did not pay the rent that the Tenant owes.

This application was resolved by order LTB-L-003180-26 issued on April 10, 2026.

On April 30, 2026, the Tenant requested a review of the order.

A preliminary review of the review request was completed without a hearing.

Determinations:

1. On the basis of the submissions made in the request, I am not satisfied that the Tenant was not reasonably able to participate in the proceeding.
2. The Tenant concedes in the request that they were aware of the March 30, 2026 but states that they only became aware of the hearing one minute prior to the start of the hearing block and so they did not have time to prepare or retain a legal representative.
3. While the Tenant may have only found out about the hearing just prior to it's start, the request provides no explanation as to why the Tenant did not sign into the hearing to request an adjournment when they became aware of the hearing. The hearing took place more than an hour after the Tenant became aware of the hearing and it is not reasonable that the Tenant took no steps to attend during that time. The Notice of Hearing clearly explains that the Board may hold a hearing without the Tenant if they do not attend the hearing.

4. The Tenant's decision was not reasonable and does not represent good cause to review the April 10, 2026 Board order. The Tenant's omission to attend on the hearing date to request an adjournment was not consistent with the duty to exercise reasonable diligence to participate in a Board proceeding¹.
5. The Tenant has therefore not demonstrated that they were not reasonably able to participate in the Board proceeding. The Tenant's request to review the January 17, 2025 order, and to re-hear the application, must accordingly be denied.

It is ordered that:

1. The request to review order LTB-L-003180-26 issued on April 10, 2026 is denied. The order is confirmed and remains unchanged.

May 1, 2026
Date Issued

Candace Aboussafy
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.

¹ *Q Res IV Operating GP Inc. v. Berezovs'ka*, 2017 ONSC 5541 (Div. Ct.) (CanLII)