



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

Citation: 9269096 Canada Inc v Gebele, 2026 ONLTB 36534

Date: 2026-05-05

File Number: LTB-L-009748-26-RV

In the matter of: 203, 155-165 Main Street West
Shelburne ON L9V3K3

Between: 9269096 Canada Inc Landlord

And

Evelyn Gebele Tenant

Review Order

9269096 Canada Inc (the 'Landlord') applied for an order to terminate the tenancy and evict Evelyn Gebele (the 'Tenant') because the Tenant did not pay the rent that the Tenant owes.

This application was resolved by order LTB-L-009748-26 issued on April 16, 2026.

On May 4, 2026, the Tenant requested a review of the order.

A preliminary review of the review request was completed without a hearing. In determining this request, I reviewed the materials in the LTB's file.

Determinations:

1. The Tenant has not indicated the ground upon which this review request is made. The Tenant submits that they suffer from severe anxiety and acceptance disorder and that their personal circumstances have been challenging. They submit that they were flustered and scared during the hearing.
2. The order under review was made on consent of the parties after they participated in a mediation on April 8, 2026. The Tenant does not assert that the order fails to reflect the terms to which the parties agreed.
3. The Tenant submits that they filed a request to reschedule the hearing. The Tenant's request to reschedule was filed on April 7, 2026, the day before the hearing, and states that the Tenant has a medical appointment on April 10, 2026. Although the Tenant's review request claims that their mental health was an issue on the hearing date and they had a medical appointment two days after that date, there are no medical documents attached to the review request to support that the Tenant's mental health affected their capacity to enter into a consent on the date of the hearing.

4. The Divisional Court has stated that “parties ought not to be easily able to revisit Board orders that have been made on consent. The effective resolution of matters that come before the Board will be greatly impaired if parties can continually seek to revisit issues that they have earlier agreed to resolve.” (*Trust Construction Corporation v. McKie*, 2017 ONSC 4702)
5. The Divisional Court also stated that “The policy of the courts is to promote settlement. The discretion to refuse to enforce a settlement should be exercised rarely...agreements, and joint submissions, are serious and they should not be easy to simply overturn. To allow parties, after the fact, to raise claims they could have or allow second thoughts after an agreement is struck would cause unnecessary waste on our Tribunals and Courts. No one, even with an order, would feel safe to rely on what has been agreed to. This would not be a just result.” (*Gent v. IMH Pool III LP*, 2017 ONSC 7230 CanLII)
6. The review request does not provide a sufficient reason to revisit the consent order.
7. On the basis of the submissions made in the request, I am not satisfied that there is a serious error in the order or that a serious error occurred in the proceedings.

It is ordered that:

1. The request to review order LTB-L-009748-26 issued on April 16, 2026 is denied. The order is confirmed and remains unchanged.

May 5, 2026
Date Issued

Renée Lang
Vice Chair, Landlord and Tenant Board

15 Grosvenor Street, Ground Floor
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If you have any questions about this order, call 416-645-8080 or toll free at 1-888-332-3234.