



Order under Section 78(6) Residential Tenancies Act, 2006

File Number: LTB-L-039452-26

In the matter of: 1412, 80 MORNELLE CRT
SCARBOROUGH ON M1E4P8

Between: Enterprise Reit Operating LP Landlord

And

Gary Peart Tenants
Deverell Reid

Enterprise Reit Operating LP (the 'Landlord') applied for an order to terminate the tenancy and evict Gary Peart and Deverell Reid (the 'Tenants') because the Tenants did not meet a condition specified in the order issued by the LTB on July 9, 2025, with respect to application LTB-L-040185-25.

This application was decided without a hearing being held.

Determinations:

1. The order provides that the Landlord can apply to the LTB under section 78 of the *Residential Tenancies Act, 2006* (the 'Act') without notice to the Tenants to terminate the tenancy and evict the Tenants if the Tenants do not meet certain condition(s) in the order. This application was filed within 30 days of the breach.
2. I find that the Tenants have not met the following condition specified in the order:

The Tenants failed to pay to the Landlord the lawful rent of \$1,290.12 in full and on time, on or before May 1, 2026.

It is ordered that:

1. Order LTB-L-040185-25 is cancelled.
2. The tenancy between the Landlord and the Tenants is terminated. The Tenants must move out of the rental unit on or before May 22, 2026.
3. If the unit is not vacated on or before May 22, 2026, then starting May 23, 2026, the Landlord may file this order with the Court Enforcement Office (Sheriff) so that the eviction may be enforced.
4. 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 May 23, 2026.

May 11, 2026
Date Issued

Kelly Delaney

Member, Landlord and Tenants Board

15 Grosvenor Street, Ground Floor,
Toronto ON M7A 2G6

The Tenants have until May 21, 2026, to file a motion with the LTB to set aside the order under s. 78(9) of the Act. If the Tenants file the motion by May 21, 2026, the order will be stayed and the LTB will schedule a hearing.

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 November 23, 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.