



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

File Number: LTB-L-018402-26

In the matter of: 806, 680 ROSELAWN AVE
TORONTO ON M5N 1L3

Between: O'Shanter Development Company Ltd. Landlord

and

Brenda Martha Nagadya
John Kalwanyia Tenants

O'Shanter Development Company Ltd. (the 'Landlord') applied for an order to terminate the tenancy and evict Brenda Martha Nagadya and John Kalwanyia (the 'Tenants') because the Tenants did not pay the rent that the Tenants owe.

This application was heard by videoconference on May 6, 2026.

The Landlord's representative, Lindsay Goldberg, the Landlord's agent, Madhuri Malhotra, and the Tenant, John Kalwanyia, attended the hearing.

Determinations:

1. The Landlord served the Tenants with a valid Notice to End Tenancy Early for Non-payment of Rent (N4 Notice). The Tenants did not void the notice by paying the amount of rent arrears owing by the termination date in the N4 Notice or before the date the application was filed.
2. The Tenants were in possession of the rental unit on the date the application was filed.
3. The lawful rent is \$2,880.15. It was due on the 1st day of each month.
4. It is undisputed that the Tenants vacated the rental unit on March 31, 2026.
5. During the hearing, Mr. Kalwanyia confirmed that \$1,475.07 has been paid to the Landlord since the application was filed. He also confirmed that the Tenants are jointly named on the tenancy agreement. Therefore, the Tenants are jointly and severally liable for the obligations under the tenancy agreement.
6. Rent arrears are calculated up to the date the Tenants vacated the unit. The rent arrears up to March 31, 2026, are \$4,185.23. In addition, the Landlord incurred costs of \$186.00 for filing the application and is entitled to reimbursement of those costs.

7. The Landlord also collected a rent deposit of \$2,685.00 from the Tenants and this deposit is still being held by the Landlord. The rent deposit is applied to the arrears of rent because the tenancy terminated. Interest on the rent deposit, in the amount of \$13.90 is owing to the Tenants for the period from January 1, 2026, to March 31, 2026.

It is ordered that:

1. The tenancy between the Landlord and the Tenants is terminated as of March 31, 2026, the date the Tenants moved out of the rental unit.
2. The Tenants shall pay to the Landlord \$1,672.33. This amount includes rent arrears owing up to the date the Tenants moved out of the rental unit and the cost of filing the application. The rent deposit and interest the Landlord owes on the rent deposit is deducted from the amount owing by the Tenants. See Schedule 1 for the calculation of the amount owing.
3. If the Tenants do not pay the Landlord the full amount owing on or before May 22, 2026, the Tenants will start to owe interest. This will be simple interest calculated from May 23, 2026, at 4.00% annually on the balance outstanding.

May 11, 2026
Date Issued

Adeela Alvez
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.

Schedule 1
SUMMARY OF CALCULATIONS

A. Amount the Tenants must pay as the tenancy is terminated

Rent Owing to Move Out Date	\$5,660.30
Application Filing Fee	\$186.00
Less the amount the Tenants paid to the Landlord since the application was filed	- \$1,475.07
Less the amount of the last month's rent deposit	- \$2,685.00
Less the amount of the interest on the last month's rent deposit	- \$13.90
Total amount owing to the Landlord	\$1,672.33