



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

File Number: LTB-L-040515-26

In the matter of: 1015, 75 THORNCLIFFE PARK DR
EAST YORK ON M4H1L4

Between: IMH POOL XX LP Landlords
Starlight Investments
Greenwin Corporation

And

Abdu Akrem Tenants
Nur Hussein

IMH POOL XX LP Starlight Investments Greenwin Corporation (the 'Landlords') applied for an order to terminate the tenancy and evict Abdu Akrem and Nur Hussein (the 'Tenants') and for an order to have the Tenants pay the rent they owe because the Tenants did not meet a condition specified in the order issued by the LTB on December 11, 2025, with respect to application LTB-L-044778-23.

This application was decided without a hearing being held.

Determinations:

1. The order provides that the Landlords 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 \$3,468.00 towards the arrears on or before April 30, 2026.

The Tenants failed to pay the lawful monthly rent due by May 1, 2026.

3. In LTB-L-044778-23, paragraph 4 a. notes the following:

"Prior to the Landlords filing an application under Section 78, the Landlords shall give five (5) days' written notice to the Tenants via email or hard copy, which may be posted to the door of the Tenants' Rental Unit, and forward a copy of said notice to the Tenants' Association via email to: thorncliffeparktenants@gmail.com before filing an application for breach with the Board."

4. The Landlords produced a copy of a letter dated March 10, 2026 that advises the Tenants that they failed to provide the necessary payments to fulfill their court order repayment plan and that they have 5 business days from the date of the letter to bring up to date your payment plan. The letter further notes if payment is not made to bring the payment plan up to date within 5 business days, an application will be filed with the board to enforce the order for eviction.
5. The previous application includes a request for an order for the payment of arrears of rent and the order requires the Tenants to make payments by specific due dates. Accordingly, in addition to eviction, the Landlords is entitled to request an order for the payment of arrears owing.
6. The Tenants were required to pay \$31,211.99 for rent arrears and the application filing fee in the previous order. The amount that is still owing from that order is \$31,211.99 and that amount is included in this order. This order replaces order LTB-L-044778-23.
7. Since the date of the previous order, the Tenants have failed to pay the full rent that became owing for the period from November 1, 2025, to May 31, 2026.
8. The Landlords collected a rent deposit of \$1,424.65 from the Tenants and this deposit is still being held by the Landlords.
9. Interest on the rent deposit is owing to the Tenants for the period from January 1, 2025 to May 12, 2026.
10. The amount of the rent deposit and interest on the rent deposit is applied to the amount the Tenants is required to pay.
11. The Landlords is entitled to daily compensation from the day after this order is issued to the date the Tenants move out of the unit at a daily rate of \$50.54. This amount is calculated as follows: \$1,537.32 x 12, divided by 365 days.

It is ordered that:

1. Order LTB-L-044778-23 is cancelled.
2. The tenancy between the Landlords and the Tenants is terminated. The Tenants must move out of the rental unit on or before May 23, 2026.
3. If the unit is not vacated on or before May 23, 2026, then starting May 24, 2026, the Landlords 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 Landlords on or after May 24, 2026.
5. The Tenants shall pay to the Landlords \$39,571.30*. **(Less any payments made by the Tenants after this application was filed on May 8, 2026).** This amount represents the rent owing up to May 12, 2026, and the cost of filing the previous application, less the rent deposit and interest the Landlords owes on the rent deposit.
6. The Tenants shall also pay to the Landlords \$50.54 per day for compensation for the use of the unit starting May 13, 2026, to the date the Tenants move out of the unit.

7. If the Tenants do not pay the Landlords the full amount owing on or before May 23, 2026, the Tenants will start to owe interest. This will be a simple interest calculated from May 24, 2026, at 4.00% annually on the balance outstanding.

May 12, 2026
Date Issued

Kimberly Parish
Vice Chair, Landlord and Tenant Board

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

The Tenants have until May 22, 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 22, 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 24, 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.

* Refer to the attached Summary of Calculations.

Summary of Calculation**Amount the Tenants must pay the Landlords:**

Reason for amount owing	Period	Amount
Amount owing from previous order	Up to October 31, 2025	\$31,211.99
New Arrears	November 1, 2025, to May 12, 2026	\$9,830.40
Less the rent deposit:		-\$1,424.65
Less the interest owing on the rent deposit	January 1, 2025, to May 12, 2026	-\$46.44
Plus, daily compensation owing for each day of occupation starting May 13, 2026		\$50.54 (per day)
Total the Tenants must pay the Landlords:		\$39,571.30 +\$50.54 per day starting May 13, 2026