



**Order under Section 74(14)
Residential Tenancies Act, 2006**

Citation: Capreit Limited Partnership v Mertsis, 2026 ONLTB 38583

Date: 2026-05-20

File Number: LTB-L-072175-25-VO

In the matter of: 208, 1865 GLENANNA RD
PICKERING ON L1V3V5

Between: CAPREIT LIMITED PARTNERSHIP

Landlord

And

VERONICA MERTSIS
NICOLE MERTSIS

Tenant

Veronica Mertsis and Nicole Mertsis (the 'Tenant') filed a motion to set aside order LTB-L-072175-25 because, before the eviction order was enforced, the Tenant paid the amount required under subsection 74(11) of the *Residential Tenancies Act, 2006* (the 'Act') to void the order.

This motion was heard by videoconference on May 11, 2026.

The Landlord's legal representative, Jason Paine, and the Tenant attended the hearing.

Determinations:

1. The Tenant has not previously made a motion under subsection 74(11) of the Act to set aside an eviction order during this tenancy.
2. Before the Tenant filed this motion, the Tenant paid all the rent that is in arrears under the tenancy agreement, all additional rent that would have been due under the tenancy agreement up to April 30, 2026, all NSF and related administration fees the Landlord incurred and the filing fee for this application. This payment is at least the amount required under subsection 74(11) to void the eviction order.

It is ordered that:

1. Order LTB-L-072175-25 is void and cannot be enforced by the Landlord.

May 20, 2026
Date Issued

Dawn Carr
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.

Notes:

- The Tenant cannot make another motion under subsection 74(11) of the Act to set aside an eviction order during the period of the Tenant's tenancy agreement with the Landlord.