



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

File Number: LTB-L-022577-26

In the matter of: 306, 1470 BLOCK LINE RD
Kitchener ON N2C0C6

Between: YW of Kitchener-Waterloo (YWKW) Landlord

And

Hillary Walker Tenant

YW of Kitchener-Waterloo (YWKW) (the 'Landlord') applied for an order to terminate the tenancy and evict Hillary Walker (the 'Tenant') because the Tenant did not pay the rent that the Tenant owes.

This application was heard by videoconference on May 20, 2026.

Only the Landlord's Agent, Natalie Duncan, attended the hearing.

As of 9:42 a.m., the Tenant was not present or represented at the hearing although properly served with notice of this hearing by the LTB. There was no record of a request to adjourn the hearing. As a result, the hearing proceeded with only the Landlord's evidence.

Determinations:

1. The Landlord served the Tenant with a valid Notice to End Tenancy Early for Non-payment of Rent (N4). The Tenant did not void the notice by paying the amount of rent arrears owing by the termination date in the notice or before the day the application was filed.
2. As of the hearing date, the Tenant was still in possession of the rental unit.
3. The lawful rent is \$351.00. It is due on the 1st day of each month.
4. The rent arrears owing to May 31, 2026 are \$1,048.00.
5. Accordingly, the total amount the Tenant owes the Landlord is \$1,048.00.

6. The parties uploaded a signed payment arrangement between the parties into TOP, which the Landlord's Agent submitted was explained to the Tenant and they understood what they were signing.
7. Unfortunately, the Tenant was not in attendance at this time and so I was unable to verify his understanding of the terms of the consent at that time and I am unable to issue this as a consent order. However, the terms are a consideration pursuant to s. 83 of the Act and proceeding in the usual course could have resulted in a voidable termination.
8. I have considered all of the disclosed circumstances in accordance with subsection 83(2) of the *Residential Tenancies Act, 2006* (the 'Act'), and find that it would not be unfair to grant relief from eviction subject to the conditions set out in this order pursuant to subsection 83(1)(a) and 204(1) of the Act. These conditions reflect what the Landlord's Legal Representative represented both parties consented to outside of the hearing room and are of benefit to both parties.

It is ordered that:

1. The Tenant shall pay to the Landlord \$1,048.00 for arrears of rent up to May 31, 2026, and costs.
2. The Tenant shall pay to the Landlord the amount set out in paragraph 1 in accordance with the following schedule:

3. The Tenant shall also pay to the Landlord new rent on time and in full as it comes due and owing for the period June 1, 2026, to April 1, 2027, , or until the arrears are paid in full, whichever date is earliest.
4. If the Tenant fails to make any one of the payments in accordance with this order, the outstanding balance of any arrears of rent and costs to be paid by the Tenant to the Landlord pursuant to paragraph 1 of this order shall become immediately due and owing and the Landlord may, without notice to the Tenant, apply to the LTB within 30 days of the Tenant's breach pursuant to section 78 of the Act for an order terminating the tenancy and evicting the Tenant and requiring that the Tenant pay any new arrears, NSF fees and related charges that became owing after May 31, 2026.

May 28, 2026

Date Issued

Samantha Greaves

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.