



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

File Number: LTB-L-018858-26

In the matter of: MAIN DWELLING 230, 230 BRENT ST
THUNDER BAY ON P7A5T8

Between: Stan Pesko Landlord

And

Loria Jonszyk Tenant

Stan Pesko (the 'Landlord') applied for an order to terminate the tenancy and evict Loria Jonszyk (the 'Tenant') because the Tenant did not pay the rent that the Tenant owes.

This application was heard by videoconference on May 21, 2026.

Only the Landlord's Legal Representatives, Robert Tindall and Keshav Paul, attended the hearing.

As of 9:50am 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 Notice). The Tenant 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 Tenant was in possession of the rental unit on the date the application was filed.
3. The Tenant vacated the rental unit on May 3, 2026. Rent arrears are calculated up to the date the Tenant vacated the unit
4. The lawful rent is \$1,200.00. It was due on the 1st day of each month.
5. The Tenant has not made any payments since the application was filed.
6. The rent arrears owing to May 3, 2026, are \$3,600.00.

7. The Landlord incurred costs of \$186.00 for filing the application and is entitled to reimbursement of those costs.
8. The Landlord collected a rent deposit of \$600.00 from the Tenant and this deposit is still being held by the Landlord. The rent deposit is applied to the arrears of rent because the tenancy terminated.
9. Interest on the rent deposit, in the amount of \$2.21 is owing to the Tenant for the period from March 1, 2026, to May 3, 2026.

Relief from Eviction

1. The Landlord sought a standard voidable eviction order, that would provide the Tenant 11 days to pay off all outstanding amounts and void the order.
2. The Landlord's Legal Representative testified they reached out to the Tenant to negotiate a payment plan; however, the Tenant was not responsive to this proposition. The Landlord's Legal Representative was not aware of any reason to delay or deny eviction.
3. As the Tenant was not present or represented at the hearing no other circumstances were presented in support of granting relief from eviction.
4. 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 be unfair to grant relief from eviction pursuant to subsection 83(1) of the Act.

It is ordered that:

1. The tenancy between the Landlord and the Tenant is terminated as of May 3, 2026, the date the Tenant moved out of the rental unit.
2. The Tenant shall pay to the Landlord \$3,183.79. This amount includes rent arrears owing up to the date the Tenant 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 Tenant. See Schedule 1 for the calculation of the amount owing.
3. If the Tenant does not pay the Landlord the full amount owing on or before June 15, 2026, the Tenant will start to owe interest. This will be simple interest calculated from June 16, 2026, at 4.00% annually on the balance outstanding.

June 4, 2026
Date Issued

Amit Gurbarsaud
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 Tenant must pay as the tenancy is terminated

Rent Owing To Move Out Date	\$3600.00
Application Filing Fee	\$186.00
Less the amount of the last month's rent deposit	- \$600.00
Less the amount of the interest on the last month's rent deposit	- \$2.21
Total amount owing to the Landlord	\$3,183.79