



**Order under Section 78(11)
Residential Tenancies Act, 2006**

File Number: LTB-L-029682-26-SA

In the matter of: 3, 12B Clinton Street South
Teeswater ON N0G2S0

Between: Gregory CN Smith Landlord

And

Scott Mclellan Tenants
Judy Cere

Gregory CN Smith (the 'Landlord') applied for an order to terminate the tenancy and evict Scott Mclellan and Judy Cere (the 'Tenants') and for an order to have the Tenants pay the rent they owe because the Tenant did not meet a condition specified in the order issued by the LTB on March 17, 2026 with respect to application LTB-L-107863-25.

The Landlord's application was resolved by order LTB-L-029682-26, issued on April 17, 2026. This order was issued without a hearing being held.

The Tenants filed a motion to set aside order LTB-L-029682-26.

This motion was heard by videoconference on June 17, 2026.

Only the Landlord attended the hearing.

As of 9:38 a.m., the Tenants were 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.

Determinations:

1. Since the Tenant did not appear at the hearing to support their motion, I find that this motion has been abandoned.
2. The stay of order LTB-L-029682-26 is lifted immediately.

It is ordered that:

1. The motion to set aside Order LTB-L-029682-26, issued on April 17, 2026, is denied.

2. The stay of order LTB-L-029682-26 is lifted immediately.

June 22, 2026
Date Issued

Jeremy Henderson
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.