



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

File Number: LTB-L-035352-26

In the matter of: 3, 66 BARTON ST E
HAMILTON ON L8L2V9

Between: 62BSE INC Landlord

And

GEORGIA BALOGH Tenants
ISTWAN HORVATH

62BSE INC (the 'Landlord') applied for an order to terminate the tenancy and evict GEORGIA BALOGH and ISTWAN HORVATH (the 'Tenants') because the Tenants did not pay the rent that the Tenants owe.

This application was heard by videoconference on June 24, 2026.

Only the Landlord's Director Greg Durkiewicz, and the Landlord's Legal Representative Alon Gray attended the hearing.

As of 3:00 p.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. As a result, the hearing proceeded with only the Landlord's evidence.

I note the Tenants signed in spoke to Tenant Duty Counsel and thereafter left the zoom meeting and did not return, however, the Board file did not reflect such issue was communicated prior to the hearing and so this order has issued based on only the Landlord's evidence.

Determinations:

1. The Landlord served the Tenants with a valid Notice to End Tenancy Early for Non-payment of Rent (N4 Notice). The Tenants 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. As of the hearing date, the Tenants were still in possession of the rental unit.
3. The lawful rent is \$2,000.00. It is due on the 1st day of each month.

4. Based on the Monthly rent, the daily rent/compensation is \$65.75. This amount is calculated as follows: \$2,000.00 x 12, divided by 365 days.
5. The Landlord's Legal Representative submitted that the Tenants made a payment of \$2,000.00 on April 1, 2026, as the Landlord used the last month's rent deposit for April 2026, given the Tenants notified they Landlord they would be vacating on or before April 30, 2026 and in fact did not.
6. The rent arrears owing to June 30, 2026 are \$17,000.00.
7. The Landlord incurred costs of \$186.00 for filing the application and is entitled to reimbursement of those costs.
8. There is no last month's rent deposit being held by the Landlord.
9. I have considered all of the disclosed circumstances in accordance with subsection 83 of the *Residential Tenancies Act, 2006* (the 'Act'), including whether the Landlord attempted to negotiate a repayment agreement with the Tenants, and find the Landlord did attempt to negotiate repayment of the arrears of rent. In making this finding I have considered the Landlord's Legal Representative uncontested evidence that the Landlord reached out to the Tenants and the Tenants did not respond, other than advising they had no funds to pay the arrears and would vacate upon Board Order.
10. As the Tenants did not attend and no other circumstances were presented to me, I find it would be unfair to grant relief from eviction pursuant to subsection 83(1) of the Act, given the quantum of arrears and the lack of payment from the Tenants for a significant period of time, and the financial prejudice to the Landlord.

It is ordered that:

1. The tenancy between the Landlord and the Tenants is terminated unless the Tenants voids this order.
 2. **The Tenants may void this order and continue the tenancy by paying to the Landlord or to the LTB in trust:**
 - \$17,186.00 if the payment is made on or before June 30, 2026. See Schedule 1 for the calculation of the amount owing.
- OR**
- \$19,186.00 if the payment is made on or before July 10, 2026. See Schedule 1 for the calculation of the amount owing.
 3. The Tenants may also make a motion at the LTB to void this order under section 74(11) of the Act, if the Tenants has paid the full amount owing as ordered plus any additional rent that became due after July 10, 2026 but before the Court Enforcement Office (Sheriff) enforces the eviction. The Tenants may only make this motion once during the tenancy.
 4. **If the Tenants do not pay the amount required to void this order the Tenants must move out of the rental unit on or before July 10, 2026.**

5. If the Tenants do not void the order, the Tenants shall pay to the Landlord \$16,712.22. This amount includes rent arrears owing up to the date of the hearing and the cost of filing the application. The rent deposit interest the Landlord owes on the rent deposit are deducted from the amount owing by the Tenants. See Schedule 1 for the calculation of the amount owing.
6. The Tenants shall also pay the Landlord compensation of \$65.75 per day for the use of the unit starting June 25, 2026 until the date the Tenants moves out of the unit.
7. If the Tenants do not pay the Landlord the full amount owing on or before July 10, 2026, the Tenants will start to owe interest. This will be simple interest calculated from July 11, 2026 at 4.00% annually on the balance outstanding.
8. If the unit is not vacated on or before July 10, 2026, then starting July 11, 2026, the Landlord may file this order with the Court Enforcement Office (Sheriff) so that the eviction may be enforced.
9. Upon receipt of this order, the Court Enforcement Office (Sheriff) is directed to give vacant possession of the unit to the Landlord on or after July 11, 2026.

June 29, 2026
Date Issued

Panagiotis P. Roupas
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.

In accordance with section 81 of the Act, the part of this order relating to the eviction expires on January 11, 2027 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.

Schedule 1
SUMMARY OF CALCULATIONS

A. Amount the Tenants must pay to void the eviction order and continue the tenancy if the payment is made on or before June 30, 2026

Rent Owing To June 30, 2026	\$17,000.00
Application Filing Fee	\$186.00
Total the Tenants must pay to continue the tenancy	\$17,186.00

B. Amount the Tenants must pay to void the eviction order and continue the tenancy if the payment is made on or before July 10, 2026

Rent Owing To July 31, 2026	\$19,000.00
Application Filing Fee	\$186.00
Total the Tenants must pay to continue the tenancy	\$19,186.00

C. Amount the Tenants must pay if the tenancy is terminated

Rent Owing To Hearing Date	\$16,578.00
Application Filing Fee	\$186.00
Less the amount of the last month's rent deposit	0.00
Less the amount of the interest on the last month's rent deposit	- \$51.78
Total amount owing to the Landlord	\$16,712.22
Plus daily compensation owing for each day of occupation starting June 25, 2026	\$65.75 (per day)
**Ongoing daily compensation continues to accumulate until the total amount owing (excluding costs) is \$50,000.00.	