

IN THE MATTER between **NPR LIMITED PARTNERSHIP**, Applicant, and **LILIAN PANILOO**, Respondent;

AND IN THE MATTER of the **Residential Tenancies Act** R.S.N.W.T. 1988, Chapter R-5 (the "Act") and amendments thereto;

AND IN THE MATTER of a Hearing before, **HAL LOGSDON**, Rental Officer, regarding the rental premises at **YELLOWKNIFE, NT**.

BETWEEN:

NPR LIMITED PARTNERSHIP

Applicant/Landlord

- and -

LILIAN PANILOO

Respondent/Tenant

EVICITION ORDER

IT IS HEREBY ORDERED:

1. Pursuant to section 63(4)(a) of the *Residential Tenancies Act*, the respondent shall be evicted from the premises known as Apartment 111, 4905 - 54th Avenue, Yellowknife, NT on October 11, 2014 and the respondent shall vacate the premises on that date.

DATED at the City of Yellowknife, in the Northwest Territories this 2nd day of October, 2014.

Hal Logsdon
Rental Officer

IN THE MATTER between **NPR LIMITED PARTNERSHIP**, Applicant, and **LILIAN PANILOO**, Respondent.

AND IN THE MATTER of the **Residential Tenancies Act** R.S.N.W.T. 1988, Chapter R-5 (the "Act");

AND IN THE MATTER of a Hearing before **Hal Logsdon**, Rental Officer.

BETWEEN:

NPR LIMITED PARTNERSHIP

Applicant/Landlord

-and-

LILIAN PANILOO

Respondent/Tenant

REASONS FOR DECISION

Date of the Hearing: **October 1, 2014**

Place of the Hearing: **Yellowknife, NT**

Appearances at Hearing: **Aya Burshan, representing the applicant**

Date of Decision: **October 1, 2014**

REASONS FOR DECISION

The respondent was sent a Notice of Attendance by registered mail. At the time of the hearing there was no confirmation of receipt. However a voice mail message was left on the respondent's telephone on September 30, 2014 advising her of the notice and the time, date and location of the hearing. Canada Post also confirmed that a notice had been left at the premises on September 22 indicating where the item could be picked up. On September 30, the respondent attended the rental office and was personally advised of the notice and the time, date and location of the hearing. She indicated that she would attend the hearing but did not appear. In my opinion, it is not unreasonable to deem the Notice of Attendance served in accordance with section 71(5) of the *Residential Tenancies Act*. The hearing was held in the absence of the respondent.

The tenancy agreement between the parties will be terminated by order on October 10, 2014 (file #10-14312, filed on October 2, 2014). In my opinion, the eviction is justified if the respondent remains in possession of the premises after that date.

Hal Logsdon
Rental Officer