

CONDOMINIUM AUTHORITY TRIBUNAL

DATE: October 19, 2020

CASE: 2020-00190R

CITATION: Eritsos v. York Region Condominium Corporation No. 955, 2020 ONCAT 39

Order under section 1.44 of the *Condominium Act, 1998*.

Member: Deborah Anschell, Member

The Applicant,
Konstantina Eritsos
Self-Represented

The Respondent,
York Region Condominium Corporation No. 955
Represented by Delio Marques

DISMISSAL ORDER

- [1] The Applicant filed an application with the Condominium Authority Tribunal (CAT). The case proceeded to Stage 2 on August 20, 2020.
- [2] Under Rule 32.3 of the CAT's Rules of Practice, the CAT can close a case in Stage 2 if the CAT determines that the Applicant has abandoned their case.
- [3] The Applicant has not participated in this mediation since August 26, 2020, despite repeated requests to do so.
- [4] Notice of Intent to Dismiss was posted and provided to the parties on September 20, 2020. Both parties were given an opportunity to provide submissions to explain why they believed the case should or should not be dismissed. The Applicant was invited to make submissions by September 28, 2020 and the Respondent was invited to make submissions by October 5, 2020.
- [5] Neither party provided any submissions. The Applicant has repeatedly failed to take the actions required to actively participate in this stage of the CAT process. As such, I find that this case has been abandoned.
- [6] Accordingly, I order that this case be dismissed.

ORDER

[7] The Tribunal orders that:

1. This case is closed in Stage 2 - Mediation, under Rule 32.3 of the CAT's Rules of Practice.
2. Any documents and messages that have been shared for this Case in Stage 1 – Negotiation and Stage 2 – Mediation are private and confidential. That means that Users cannot share, or tell anyone about, messages or documents they received from other Users during these stages without the permission of the other User.
3. The Users may share a copy of any document they received during the course of this case if required by law, such as to a government organization or a court.

Deborah Anshell
Member, Condominium Authority Tribunal

Released on: October 19, 2020