

CONDOMINIUM AUTHORITY TRIBUNAL

DATE: February 8, 2023

CASE: 2022-00551R

Citation: Verjee v. York Condominium Corporation No. 43, 2023 ONCAT 19

Order under section 1.47 of the *Condominium Act, 1998*.

Member: Sancia Pinto, Member

The Applicant,
Mariam Verjee
Self-Represented

The Respondent,
York Condominium Corporation No. 43
Represented by Evan Holt, Counsel

CONSENT ORDER

- [1] In the Condominium Authority Tribunal's (CAT) online dispute resolution system, the Parties agreed to settle this case in Stage 2 - Mediation.
- [2] Under Rule 34.3 of the CAT's Rules of Practice, the CAT can close a case in Stage 2 - Mediation if the Parties agree to the CAT making a consent order that resolves the dispute.
- [3] The Applicant and the Respondent acknowledge that this Consent Order closes the Tribunal case. The Tribunal orders that this case has been resolved without a hearing on consent of the parties, based on the following terms and conditions set out in this consent order.

ORDER

- [4] The agreed upon terms of this consent order are as follows:
 - 1. Within 5 days of the date of this Consent Order, the respondent shall provide the applicant with the following at no cost:
 - i. The unaudited financial statements for April 2022 (redacted as necessary and accompanied by a statement of redactions in accordance with the case law and/or Condominium Act); and,
 - ii. The link to the audio/video recording of the May 18, 2022 AGM.

2. Within 10 days of the date of this Consent Order, the respondent shall provide the applicant with the following:
 - i. A cheque in the amount of \$75.00 payable to the applicant representing the Tribunal filing fees; and,
 - ii. A cheque in the amount of \$300.00 payable to the applicant for the denial of access to records and to resolve all issues in this Application.

COMPLIANCE

- [5] The terms of the settlement as set out in this Consent Order shall not be treated as confidential.
- [6] If any of the Parties fails to comply with any of the terms of this order, it may be enforced through the Ontario Superior Court of Justice.

Sancia Pinto
Member, Condominium Authority Tribunal

Released on: February 8, 2023