
IN THE COURT OF APPEAL

Richard Roe,

(Landlord) Respondent,

- AND -

David Smith,

(Tenant) Applicant,

ORDER

Name:

David Smith

Address:

#1-55 Smith Street

Winnipeg MB R2P 1L3

Phone #:

(204) 555-0000

IN THE COURT OF APPEAL

THE HONOURABLE)

Insert Justice's name here) Thursday, the 12th day of May, 2005.

IN CHAMBERS)

BETWEEN:

Richard Roe,
(Landlord) Respondent,

- AND -

David Smith,
(Tenant) Applicant.

ORDER

THIS MOTION made by the (Tenant) Applicant for an Order seeking leave to appeal from Residential Tenancies Commission Order No. 2005xxxx, made on the 20th day of April, 2005, was heard on May 12th, 2005.

ON READING the Residential Tenancies Commission Order No. 2005xxxx, made on the 20th day of April, 2005, the affidavit of David Smith and on hearing the submissions of the Applicant who appeared on their own behalf, the submissions of the Respondent, Richard Roe who appeared on their own behalf, and the submissions of counsel for the Residential Tenancies Commission:

1. IT IS ORDERED that leave to appeal is hereby granted on the following question:

“Did the Residential Tenancies Commission err in law or act in excess of its jurisdiction in determining, pursuant to Section 1(1) of *The Residential Tenancies Act*, that a tenancy agreement must not be oral?”

Signed the _____ day of _____, 200_____.

Judge's signature _____
C.J.M./J.A.

Approved as to form:

Applicant

Approved as to form:

Respondent