



HUMAN RIGHTS TRIBUNAL OF ONTARIO

BETWEEN:

Bile Ali, Abyan Ali, Abdullah Ali, Ladan Ali, Mustafa Ali, Ruki Ali, Saido Gashan, Mohamed Faqi, Hussein Geire, Maha Jabur, Adar Haji, Saido Hersi, Mohamed Yusuf and Abdullahi Sadiq and the applicants listed on Schedule A

Applicants

-and-

**Hazelview Investments Inc.,
Mustang Equities Inc., TC Core GP and TC Core LP**

Respondents

-and-

**Canadian Centre for Housing Rights, National Right to Housing
Network and Charter Committee on Poverty Issues**

Intervenors

INTERIM DECISION

Adjudicator: Joseph Tascona

Date: January 22, 2026

File Numbers: 2019-36509-I; 2019-36510-I; 2019-36511-I; 2019-36512-I;
2019-36513-I; 2019-36514-I; 2019-36515-I; 2019-36516-I;
2019-36517-I; 2019-36518-I; 2019-36519-I; 2019-36521-I;
2019-36522-I; 2019-36523-I; 2019-38481-I;
and others listed on Schedule A

Citation: 2026 HRTO 118

Indexed as: Ali v. Hazelview Investments Inc.

WRITTEN SUBMISSIONS

Hazelview Investments Inc., Mustang Equities Inc., TC Core GP and TC Core LP, Respondents))))	Lynn Harnden, Counsel
Canadian Centre for Housing Rights, Intervenor))))	Annie Hodgins, Representative
National Right to Housing Network, Charter Committee on Poverty Issues, Intervenors))))	Michele Biss and Bruce Porter, Representatives

BACKGROUND

[1] Thirty-seven Applications have been filed against the respondents, making allegations of discrimination on the basis of race, colour, ethnic origin, place of origin family status and receipt of public assistance. The allegations at the heart of these Applications relate to the eviction of tenants from the Huron Gate village apartment complex in order to renovate the units.

[2] During a Case Management Conference Call (“CMCC”) held on January 13, 2020, the parties agreed in principle that the Tribunal would hear approximately three Applications representative of the whole group. All of the remaining Applications would be held in abeyance, or deferred, until a decision was rendered with respect to the first three. From there, the parties could determine whether or not to withdraw, settle, or proceed with the remaining Applications. In the event that the litigation of the remaining matters was to proceed, the adjudicator would remain seized, such that the evidence relating to the remaining Applications could be limited.

[3] At the March 3, 2022, CMCC, the parties confirmed their agreement that Falah Rashed (file 2019-38481-I), Mohammed Yussuf (file 2019-36522-I) and Maha Jabur (file 2019-36518-I) would be the lead cases that should proceed.

[4] At the August 5, 2022, CMCC, the respondents indicated they would request a Summary Hearing with respect to the Applications which was filed with the Tribunal on August 31, 2022.

[5] By Case Assessment Direction (“CAD”) dated May 19, 2023, the Tribunal directed that a Summary Hearing be held to decide the following issue: whether the Tribunal should dismiss all or part of these Applications because there is no reasonable prospect that all or some part of these Applications will succeed. There are no witnesses called to testify at a summary hearing and the parties are not expected to submit any documents

for the summary hearing. Instead, the Tribunal will make its decision based on the materials already filed by the parties and their oral submissions at the summary hearing.

[6] The Tribunal issued a Notice of a Summary Hearing on January 20, 2025, scheduling the summary hearing for June 24, 2025.

THE INTERVENTION REQUESTS

[7] By Request to Intervene filed May 9, 2025, the Canadian Centre for Housing Rights (“CCHR”) and the National Right to Housing Network with the Charter Committee on Poverty Issues (“NRCC”) acting jointly, sought to intervene in the Summary Hearing for the Applications.

[8] The CCHR submitted that the Tribunal will be provided assistance in interpreting the *Code* in a way that is consistent with international law and that individuals can bring claims of discrimination in housing with regard to the respondents’ business models.

[9] The NRCC submitted that the Tribunal will be provided assistance by : (a) articulating how the interdependence of the right to equality in housing guaranteed under the *Code* is interdependent and indivisible from some components of economic , social and cultural rights under international human rights law; and (b) whether the *Code* may require measures to accommodate the needs of protected groups adversely affected by the demolition of existing housing and the development of new housing, in a community in which a disproportionate number of protected groups have lived.

[10] The Respondents oppose the CCHR and NRCC requests to intervene because there is no assistance that can be provided in the context of a summary hearing on consideration of: a) they purport to argue that the *Code* must be interpreted considering international law, which is what the applicants have pled and intend to argue ; b) they intend to argue that there is a right to housing in the present circumstances using the same concepts that the applicants have asserted in the Applications; c) the applicants are represented by counsel who can decide to adopt the positions of the proposed

intervenors in its arguments at the summary hearing; and d) the participation of the proposed intervenors will lengthen the proceedings and cause the respondents to incur additional and unnecessary costs.

[11] The applicants did not file any materials pertaining to the CCHR and NRCC requests to intervene.

[12] On May 22, 2025, the Tribunal cancelled the Summary Hearing scheduled for June 24, 2025, due to unforeseen circumstances to be rescheduled to a later date.

ANALYSIS

[13] Rule 11 of the Tribunal's Rules of Procedure which sets out the test for granting intervenor status. Not all individuals or organizations with an interest in an application are entitled to intervenor status. The Tribunal has the power to control its own processes such that even if intervenor status is granted, the Tribunal decides the extent to which an intervenor will be permitted to participate in a proceeding.

[14] The factors the Tribunal applies when considering Requests to Intervene are:

- a. Whether the applicant has significant interest in the issue on which intervention is sought;
- b. Whether the intervention will unduly delay, disrupt, or prejudice the determination of rights of the parties to the proceeding; and
- c. Whether the applicant is likely to provide assistance to the Tribunal that will not otherwise be provided.

See *Jeppersen v. Ancaster (Town)*, [2001] OHRBID No. 1, and *Carasco v. University of Windsor*, 2011 HRT0 630 and *D.R. v. Upper Grand District School Board*, 2011 HRT0 1187.

[15] The issue to be decided in this summary hearing is purely an issue of law and the Tribunal's jurisdiction. The requests to intervene by CCHR and NRCC supports they have


a significant interest in the issue to be decided. This interest is closely aligned with the applicants' positions and does not in my view appear to represent a distinct perspective that would assist the Tribunal in understanding the issues arising in this matter.

[16] More importantly, I am not satisfied that the proposed intervenors are likely to provide assistance to the Tribunal that will not otherwise be provided by the current parties. The applicants are represented by counsel who is experienced in litigation before this Tribunal. Furthermore, I find CCHR's and NRCC's participation, particularly in the broad terms requested, would be repetitive and would certainly lengthen an already complex proceeding. In these circumstances, I find that it would not be appropriate to grant intervenor status.

ORDER

[17] The requests to intervene from the CCHR and NRCC are denied.

Dated at Toronto, this 22nd day of January, 2026.



Joseph Tascona
Vice-chair

SCHEDULE A

Applicant	File No.
Sherifa Khalefa	2019-38308-I
Abtesam Aoda	2019-38479-I
Zahrah Al Jourani	2019-38480-I
Falah Rashed	2019-38481-I
Fatemah Rashed	2019-38483-I
Sshala Rashed	2019-38484-I
Jeen Hilant Fils	2019-38107-I
Amina Hassan	2019-38305-I
Hawa Gas	2019-38109-I
Enab Hussein Mohamed	2019-38300-I
Sucaad Hussein	2019-38301-I
Khalid Hussein Ahmed	2019-38302-I
Sagal Ahmed	2019-38303-I
Sara Ahmed	2019-38309-I
Abdiaziz Ahmed	2019-38310-I
Mirlaine Saintil	2019-38306-I
Gislaine Jean-Baptiste	2019-38307-I
Ali Banayan	2019-38312-I
Abdullahi Abdullahi	2019-38311-I
Margeret Alluker	2019-38304-I
Omar Zaid	2019-38115-I

SCHEDULE A

Applicant

File No.

Diana Zaid

2019-38116-I

Mona Zaid

2019-38114-I