



Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards
Ministry of Housing and Social Development

Dispute Codes: OPR, MNR, MNDC, MNSD, FF, O

Introduction

This matter dealt with an application by the Landlord for an Order of Possession and a Monetary Order for unpaid rent, loss of rental income and to recover the filing fee for this proceeding. The Landlord also applied to keep all or part of a security deposit and for an order amending a Notice to End Tenancy by adding a party to it.

At the outset of the hearing, the Landlord confirmed that the Tenants paid all arrears of rent as well as the \$50.00 filing fee for this proceeding on December 2, 2008 and as a result, the Landlord withdrew her application in this matter.

Section 72 of the Act allows the director to order the payment or repayment of a fee for filing an application by one party to another. In this case, given that the Tenants did not make payment until after the Landlord filed her application in this matter, the Landlord would have been entitled to recover her \$50.00 filing fee for this proceeding. As the Tenants have reimbursed the Landlord for this expense, however, no order is necessary.

Conclusion

The Landlord's application in this matter is withdrawn.