



Dispute Resolution Services

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

Decision

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

Introduction

This matter dealt with an application by the Landlord for an Order of Possession and a Monetary Order for unpaid rent as well as to recover the filing fee for this proceeding. The Landlord also applied to keep all or part of a security deposit. At the beginning of the hearing, the Landlord abandoned her applications for an Order of Possession, to recover unpaid rent and to keep a security deposit.

Issue(s) to be Decided

1. Is the Landlord entitled to recover the filing fee for the proceeding?

Background and Evidence

This tenancy started on November 1, 1999. The Landlord said the Tenant did not pay January rent when due and as a result, on January 8, 2009, she posted a 10 Day Notice to End Tenancy for Unpaid Rent and Utilities on the Tenant's door. The Landlord served the Tenant by registered mail with a copy of the application and notice of hearing in this matter on January 26, 2009 (which was deemed under s. 90 of the Act to be received by her on January 31st). The Landlord said the Tenant paid the rent arrears on January 29, 2009.

Analysis

The Tenant agreed to compensate the Landlord for her \$50.00 filing fee for this proceeding and accordingly the Landlord will receive a monetary order for that amount.

Conclusion

A Monetary Order in the amount of **\$50.00** has been issued to the Landlord and a copy of it must be served on the Tenant. If the amount is not paid by the Tenant, the Order may be filed in the Provincial (Small Claims) Court of British Columbia and enforced as an order of that court.