

**DECISION AND REASONING**

Dispute Codes      MNR FF

Conclusion

This hearing dealt with an application by the Landlord for a monetary order for unpaid utilities and to recover the cost of the filing fee from the Tenants for this application. During the course of the hearing, the parties reached an agreement to settle this matter, on the following conditions:

1. the Landlord withdraws her application;
2. the Tenants agree to the \$567.36 owed to the Landlord for hydro and propane costs; the Tenants agree to have this amount offset against the Tenant's security deposit of \$500.00 and interest of \$2.50 currently held in trust by the Landlord; and the Tenants agree to pay the Landlord the balance owing in the amount of \$64.86; and
3. in consideration for this mutual settlement the parties agree that no further claims will be made by either party whatsoever arising from this tenancy.

I grant the Landlord a Monetary Order under section 67 for the balance due of \$64.86. This order may be filed in the Small Claims Court and enforced as an order of that Court.

As this matter was settled, I decline to award the Landlord recovery of the filing fee for the cost of the application.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under Section 9.1(1) of the *Residential Tenancy Act*.

Dated: September 17, 2009.

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Dispute Resolution Officer