

DECISION

Dispute Codes MND, MNSD, MNDC, FF

Introduction

This hearing dealt with the landlord's Application for Dispute Resolution for a monetary order.

The hearing was originally scheduled for February 3, 2010 and was conducted via teleconference. At that hearing the tenant's advocate noted that the landlord had amended her application substantially and that they had not been notified so were unprepared to deal with the matter. As a result that hearing was adjourned.

The reconvened hearing was also conducted via teleconference and was attended by the landlord's agent and property manager and by the tenant's agent/advocate and witness. The tenant was not able to attend.

Issues(s) to be Decided

The issues to be decided are whether the landlord is entitled to a monetary order for damage to the unit; for all or part of the security deposit; for compensation for damage or losses under the *Act*; and to recover the filing fee from the tenant for the cost of the Application for Dispute Resolution, pursuant to sections 38, 67, and 72 of the *Residential Tenancy Act (Act)*.

Conclusion

During the hearing the parties reached, and I accept, the following settlement:

1. The tenant agrees to have the landlord retain the security deposit; and
2. The landlord withdraws her application in its entirety, including her claim to recover the filing fee for 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: March 19, 2010.

Dispute Resolution Officer