

DECISION

Dispute Codes MND MNDC MNR MNSD FF

Introduction

This hearing dealt with an Application for Dispute Resolution by the Landlord to obtain a Monetary Order for unpaid rent or utilities, for money owed or compensation for damage or loss under the Act, regulation or tenancy agreement, for damage to the unit, site or property, to keep the security and/or pet deposit, and to recover the cost of the filing fee from the Tenant for this application.

At the onset of the hearing both parties requested that the application be amended to remove the Tenant who was originally named as the respondent on the application and to add the person who attended the hearing today as the respondent Tenant. As both parties were in agreement the amendment was allowed.

Issues(s) to be Decided

Is the Landlord entitled to a Monetary Order pursuant to sections 38, 67, and 72 of the *Residential Tenancy Act*?

Background and Evidence

During the course of the hearing the parties came to a settled agreement.

Analysis

The parties reached an agreement to settle this matter, on the following conditions:

1. the Landlord withdraws their application; and

2. the Tenant will pay the Landlord a total amount of \$2,902.01 by monthly instalments of a minimum amount of \$200.00 beginning September 15, 2010; and
3. the Tenant will make the monthly instalments in the form of a money order; and
4. the monthly instalments will be mailed to the Landlord's address as listed on the first page of this decision; and
5. in consideration for this mutual settlement the parties agree that no further claims will be made by either party whatsoever arising from this tenancy.

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

Conclusion

As the matter was settled there is no further action required. Therefore the file is hereby closed.

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: August 16, 2010.

Dispute Resolution Officer