

DECISION

Dispute Codes MNR MNSD FF
 MNSD FF

Introduction

This hearing dealt with cross applications for Dispute Resolution filed by both the Landlords and the Tenants.

The Landlords filed seeking a Monetary Order for unpaid rent, to keep the security deposit in partial satisfaction of their claim, and to recover the cost of the filing fee from the Tenants.

The Tenants filed seeking a Monetary Order for the return of their security deposit and to recover the cost of the filing fee from the Landlords.

Service of the hearing documents by the Landlords to the Tenants was done in accordance with section 89 of the *Act*, sent via registered mail on May 3, 2010. The Tenants confirmed receipt of the hearing packages.

Service of the hearing documents by the Tenants to the Landlords was done in accordance with section 89 of the *Act*, served personally by the female Tenant's mother to the Landlord. The Landlord confirmed receipt of the hearing package.

The male Landlord and both Tenants appeared, gave affirmed testimony, were provided the opportunity to present their evidence orally, in writing, and in documentary form.

Issue(s) to be Decided

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

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

Background and Evidence

The month to month tenancy began on March 1, 2010 and ended when the Tenants vacated the rental unit on April 1, 2010. Rent was payable on the first of each month on

the amount of \$825.00 and the Tenants paid a security deposit of \$425.00 on February 14, 2010.

During the course of the hearing the parties came to an agreement to settle this matter.

Analysis

The parties reached an agreement to settle these matters on the following conditions:

1. the Landlords withdraw their application; and
2. the Tenants withdraw their application;
3. the parties agree that the Landlords will keep the Tenants' security deposit of \$425.00 plus the interest of \$0.00; and
4. 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 the matter was settled I hereby decline to award either party recovery of their respective filing fee.

Conclusion

As no further action is required on this file, the file is 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 31, 2010.

Dispute Resolution Officer