

DECISION

Dispute Codes:

MNDC, MNSD, MNDC, FF

Introduction

This hearing was scheduled in response to the landlord's Application for Dispute Resolution, in which the landlord has made application for compensation for damages and damage to the rental unit, to retain part of the security deposit and to recover the filing fee from the tenants for the cost of this Application for Dispute Resolution.

Both parties were present at the hearing. At the start of the hearing I introduced myself and the participants. The hearing process was explained, evidence was reviewed and the parties were provided with an opportunity to ask questions about the hearing process. They were provided with the opportunity to submit documentary evidence prior to this hearing, all of which has been reviewed, to present affirmed oral testimony evidence and to make submissions during the hearing.

Mutually Settled Agreement

The landlord had claimed compensation in the sum of \$1,355.00 in relation to painting the unit and for carpet cleaning costs. At the start of the hearing the landlord adjusted the painting claim to \$608.80 plus carpet cleaning in the sum of \$75.00.

The tenants agreed to accept these costs, with the deposit to be utilized in reducing the balance owed to the landlord.

The parties agreed that on May 14, 2007, the tenants paid a deposit in the sum of \$415.00; interest in the sum of \$10.25 has accrued. The tenancy ended on May 31, 2010.

As the tenants have agreed to reimburse the landlord for costs claimed in the sum of \$683.80 and the landlord is retaining the deposit plus interest in the sum of \$425.25; the tenants have agreed to pay the landlord the balance owed in the sum of \$258.55.

The parties agreed that as part of the settled agreement the landlord will be issued a monetary Order which will not be enforceable once the tenants have paid the agreed upon amount to the landlord.

Conclusion

The parties reached a mutually settled agreement.

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: October 28, 2010.
