



Dispute Resolution Services

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Residential Tenancy Branch
Ministry of Housing and Social Development

DECISION

Dispute Codes CNR, MNDC, ERP, MT, FF

Introduction

This hearing was convened by way of conference call to deal with the tenant's application for an order allowing the tenant more time to make an application to cancel a Notice to End Tenancy; for an order cancelling a Notice to End Tenancy for unpaid rent or utilities; for a monetary order for money owed or compensation for damage or loss under the *Act*, regulation or tenancy agreement; for an order that the landlord make emergency repairs for health or safety reasons; and to recover the filing fee from the landlord for the cost of this application.

At the outset of the hearing, the tenant stated that he moved from the rental unit on November 30, 2010 and all claims are therefore withdrawn with the exception of the application for a monetary order for money owed or compensation for damage or loss under the *Act*, regulation or tenancy agreement.

The undisputed evidence is that the parties an order was made by a Dispute Resolution Officer on November 19, 2010 requiring the tenant pay to the landlord the sum of \$2,325.00.

During the course of this hearing, the parties reached an agreement to settle these matters, on the following conditions:

1. The tenant will have a monetary order against the landlord company in the amount of \$2,325.00;
2. Since the awards are identical, the amounts will off-set one another, and neither party will enforce the amount as against the other party.

I decline to make an order against the agent for the landlord company.

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

Since the parties were able to settle this dispute, I decline to order that the tenant recover the filing fee from the landlord for the cost of this 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: December 03, 2010.

Dispute Resolution Officer