



Dispute Resolution Services

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Residential Tenancy Branch
Ministry of Public Safety and Solicitor General

DECISION

Dispute Codes CNC FF

Introduction

This hearing dealt with an Application for Dispute Resolution by the Tenant to cancel a notice to end tenancy for cause and to recover the cost of the filing fee from the Landlord for this application.

Service of the hearing documents, by the Tenant to the Landlord, was done in accordance with section 89 of the *Act*, served personally on December 17, 2010. The Landlord confirmed receipt of the hearing package.

The parties appeared at the teleconference hearing, acknowledged receipt of evidence submitted by the other, gave affirmed testimony, were provided the opportunity to present their evidence orally, in writing, and in documentary form.

Issue(s) to be Decided

1. Has the Tenant breached the *Residential Tenancy Act*, regulation, or tenancy agreement?
2. If so, has the Landlord met the burden of proof for issuing the 1 Month Notice to End Tenancy for cause?

Background and Evidence

During the course of the hearing the parties reached an agreement to settle these matters.

Analysis

The parties agreed to settle these matters as follows:

1. The Tenant withdraws her application; and
2. the parties mutually agree to end the tenancy on March 31, 2011; and
3. the Landlord with be issued an Order of Possession in support of this agreement.

As these matters were settled I decline to award recovery of the filing fee.

Conclusion

The Landlord's copy of this decision will be accompanied by an Order of Possession effective **March 31, 2011 at 1:00 p.m.** after service on the Tenant. This Order must be served on the Tenant and may be enforced in Supreme Court as an Order of that Court.

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: January 18, 2011.

Residential Tenancy Branch