



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC, O

Introduction

This hearing dealt with an application by the tenants to cancel a notice to end tenancy for cause and other. Both parties participated in the conference call hearing.

Issue(s) to be Decided

Are the tenants entitled to any of the above under the Act.

Background and Evidence

This tenancy began May 1, 2011, on June 1, 2011 the landlord served the tenants with a 1 Month Notice to End Tenancy for Cause:

- The tenants have significantly interfered with or unreasonably disturbed another occupant or the landlord.

During the hearing the parties discussed that this was perhaps not the best living arrangement for the parties and both sides agreed to mutually ending the tenancy in exchange for the notice being withdrawn.

Analysis

Pursuant to Section 63 of the *Residential Tenancy Act*, the dispute resolution officer may assist the parties settle their dispute and if the parties settle their dispute during the dispute resolution proceedings, the settlement may be recorded in the form of a decision or an order.

During this hearing, the parties reached an agreement to settle their dispute.

Specifically, both parties agreed to the following:

- Complete and sign a Mutual Agreement to End a Tenancy (completed in hearing).
- The tenancy will come to an end on July 31, 2011 at 1:00PM.
- The landlord will withdraw the eviction notice (completed in hearing).

The landlord's agent also provided the tenants with his contact information so that they could use him as a reference if necessary.

Both parties agreed that these particulars comprise the full and final settlement of all aspects of this dispute for both parties.

Conclusion

The 1 Month Notice to End Tenancy for Cause dated May 31, 2011 is hereby set aside.

By mutual agreement the tenancy will end July 31, 2011 at 1:00PM.

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: June 24, 2011.

Residential Tenancy Branch