



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPR, MNR, MNSD, MNDC, FF

Introduction

This conference call hearing was convened in response to the landlord's application for an Order of Possession for unpaid rent; a Monetary Order for money owed or compensation for damage or loss under the Act, regulation or tenancy agreement and for unpaid rent; to keep the security deposit; and to recover the filing fee associated with this application.

The landlords participated in the hearing and provided affirmed testimony. During their submissions concerning proper service of the 10 Day Notice to End Tenancy which was not produced as evidence, the landlords provided a type written letter dated August 30th, 2011. In that letter, the tenant states that he will not be attending the hearing as he has reached an agreement with the landlord, wherein he will pay his rent arrears and the filing fee for this application by September 16th, 2011; and that if he fails to fulfill this promise, he will move out of the unit on September 17th, 2011. The letter was signed by the tenant and the landlords.

Conclusion

Based on the above, the landlords' application is hereby dismissed. The landlords are at liberty to apply for dispute resolution if the tenant does not comply with the above noted covenant.

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, 2011.

Residential Tenancy Branch