



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNR, FF

Introduction

This hearing was convened by way of conference call in response to an application made by the tenant for an order cancelling a notice to end tenancy for unpaid rent or utilities and to recover the filing fee from the landlord for the cost of this application. The parties both appeared.

During the course of the hearing the parties agreed to settle this dispute on the following conditions:

1. The Notice to End Tenancy dated July 5, 2011 is hereby cancelled;
2. The landlord will have a monetary order in the amount of \$4,700.00 for unpaid rent and/or utilities;
3. The tenant's application for recovery of the filing fee from the landlord for the cost of this application is dismissed.

Conclusion

For the reasons set out above, I hereby order that the Notice to End Tenancy dated July 5, 2011 is hereby cancelled and the tenant's application for recovery of the filing fee from the landlord for the cost of this application is hereby dismissed without leave to reapply.

I further grant a monetary order in favour of the landlord pursuant to Section 67 of the *Residential Tenancy Act* in the amount of \$4,700.00. This order may be filed in the Provincial Court of British Columbia, Small Claims division for enforcement 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: September 20, 2011.

Residential Tenancy Branch