



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNDC MNSD OLC ERP RP RPP LRE RR

Introduction

This hearing dealt with an Application for Dispute Resolution by the Tenant to obtain a Monetary Order and several Orders for action on the part of the Landlord.

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

Issue(s) to be Decided

1. Are the parties willing to settle these matters?

Background and Evidence

The parties appeared at today's teleconference hearing and referenced previous decisions issued on August 29, 2011 and September 29, 2011 when reviewing the matters relating to the Tenant's application scheduled to be heard today.

After a brief discussion the parties agreed to settle the matters.

Analysis

The parties agreed to settle these matters on the following terms:

- 1) The Tenant agrees to withdraw her application for dispute resolution; and
- 2) The Landlord agrees to allow the Tenant to occupy the rental unit, for use and occupancy only, until November 4, 2011 at 1:00 p.m. at which time the Tenant will have vacated the property; and
- 3) The cost for use and occupancy of the rental unit for the period of October 1, 2011 to November 4, 2011 will be offset against the money paid by the Tenant for pest control sprayings of the rental unit, (two sprays) plus the cost of natural gas and hydro paid by the Tenant, plus costs incurred by the Tenant for laundry

after the pest control sprayings, the Tenant will not be required to pay anything to occupy the unit October 1st to November 4, 2011; and

- 4) The Tenant agrees that in consideration for this mutual settlement the Tenant agrees that no further claims will be made against the Landlord whatsoever arising from this tenancy.

Conclusion

The parties mutually agreed to settle this matter. Therefore no further action is required and the file is hereby closed.

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: October 26, 2011.

Residential Tenancy Branch