



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes:

OPC, CNC, MNDC, and FF

Introduction

This hearing dealt with cross applications between the parties.

The Landlord filed an Application for Dispute Resolution, in which the Landlord has made application for an Order of Possession for Cause.

The Tenant filed an Application for Dispute Resolution, in which the Tenant has made application to set aside a Notice to End Tenancy for Cause; for a monetary Order for money owed or compensation for damage or loss; and to recover the filing fee from the Landlord for the cost of this Application for Dispute Resolution.

At the outset of the hearing the Tenant withdrew her Application for Dispute Resolution, as she no longer wishes to reside in the rental unit and she is not prepared to proceed with her claim for financial compensation. I consider the Tenant's Application for Dispute Resolution to be withdrawn. The Tenant retains the right to file a new claim for compensation for money owed or compensation for damage or loss.

Both parties were represented at the hearing.

Issue(s) to be Decided

The issue to be decided is whether the Landlord is entitled to an Order of Possession, pursuant to section 55 of the *Residential Tenancy Act (Act)*.

Background and Evidence

At the outset of the hearing the Landlord and the Tenant agreed to resolve this dispute under the following terms:

- The parties mutually agree that this tenancy will end at midnight on February 06, 2012
- The Tenant agreed to pay the Landlord \$170.64 in rent for the period between February 01, 2012 and February 06, 2012.

Conclusion

On the basis of the mutual agreement reached at this hearing, I grant the Landlord an Order of Possession that is effective at midnight on February 06, 2012. This Order may be served on the Tenant, filed with the Supreme Court of British Columbia, and enforced 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 24, 2012.

Residential Tenancy Branch