



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNLC

Introduction

This hearing dealt with an Application for Dispute Resolution by the tenant for an order to cancel a one month notice to end tenancy for cause.

On March 28, 2012, the hearing was adjourned to allow the tenant the opportunity to seek legal counsel.

On April 18, 2012, both parties appeared, were provided the opportunity to present their evidence orally and in written and documentary form, and make submissions to me.

Preliminary issue

The parties agree that the tenant's application should be amended to properly reflect the landlord as the estate of the deceased and remove the named executor from the application. Therefore, the executor named in the application is removed and replaced with the estate of the deceased.

Settlement Agreement

During the hearing, the parties agreed to settle this matter, on the following condition:

- 1) The tenant agrees to vacate the rental unit no later than 1:00 p.m. on May 2, 2012.
- 2) The parties agree that the landlord is entitled to an order of possession effective May 2, 2012 at 1:00 p.m.

This settlement agreement was reached in accordance with section 63 of the *Residential Tenancy Act*.

Conclusion

The landlord is granted an order of possession effective May 2, 2012, at 1:00 p.m.

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: April 18, 2012.

Residential Tenancy Branch