

## **Decision**

### **Dispute Codes:**

MNSD, MNDC, FF

### **Introduction**

This Dispute Resolution hearing was convened to deal with an Application by the tenant for an order for the return of double the security deposit retained by the landlord and damages for lost property. Both the landlord and the tenant appeared and testified.

### **Issue(s) to be Decided**

The issues to be determined based on the testimony and the evidence is whether the tenant is entitled to the return of double the security deposit pursuant to section 38 of the Act and damages under section 67 of the Act.

### **Analysis and Conclusion**

Testimony was given by both parties culminating in a mutual agreement that the tenant accepted a monetary order in the amount of \$1,034.00 in full satisfaction of the claim and would destroy the \$416.00 partial refund cheque already issued by the landlord. In exchange, the landlord agreed not to pursue any damage claim from the tenancy.

Pursuant to the mutual agreement between these two parties, I find that the tenant is entitled to monetary compensation of \$1,034.00 in complete satisfaction of all monetary claims arising from either party with respect to this tenancy relationship.

### **Conclusion**

Based on the agreement reached between the parties during these proceedings, I hereby grant a monetary order in the amount of \$1,034.00 to the tenant. This order must be served on the landlord and may be enforced in Small Claims 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: May 29, 2012.

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Residential Tenancy Branch