



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes MT, CNR, OPR, MNR, MNSD, FF

### Introduction

This hearing was convened in response to an application by the Tenant and an application by the Landlord pursuant to the *Residential Tenancy Act* (the “Act”) for Orders as follows:

The Tenant applied on April 13, 2012:

1. An Order for more time to make an application to cancel a Notice to end Tenancy – Section 66; and
2. An Order cancelling a Notice to End Tenancy – Section 46.

The Landlord applied on April 13, 2012 for:

1. An Order of Possession - Section 55;
2. An Order for unpaid rent or utilities - Section 67;
3. An Order to retain all or part of the security deposit – Section 38; and
4. An Order to recover the filing fee for this application - Section 72.

The Tenant and Landlord were each given full opportunity to be heard, to present evidence and to make submissions.

At the onset of the Hearing, the Parties confirmed that the Tenant paid the outstanding rent for April 2012 and the rent for May 2012, with the exception of \$25.00. The Tenant states that the shortfall of \$25.00 was a calculation mistake and that this amount was not meant to be missed. The Parties agreed that the tenancy was reinstated. The Tenant disputes the Landlord’s recovery of the filing fee as the Landlord knew that the rent would be paid. Further, the Tenant states that she is pregnant and \$50.00 will buy a lot of baby food. The Landlord requests a monetary order for \$25.00 and possibly the

recovery of the filing fee. Given the undisputed evidence of the Parties, I find that the Notice to end tenancy is cancelled, the tenancy is reinstated, and that the Landlord is entitled to a monetary amount of \$25.00. Given the submissions of the Tenant, I decline to make an award for recovery of the filing fee.

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 02, 2012.

---

Residential Tenancy Branch

