



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPR MNR

Introduction

This hearing dealt with an Application for Dispute Resolution by the Landlord to obtain an Order of Possession for unpaid rent and a Monetary Order for unpaid rent and to recover the cost of the filing fee from the Tenant for this application.

The parties appeared at the teleconference hearing and gave affirmed testimony. A summary of the testimony is provided below and includes only that which is relevant to the matters before me.

Issue(s) to be Decided

- 1) Has the Tenant breached the *Manufactured Home Park Tenancy Act*, regulation or tenancy agreement?
- 2) If so, has the Landlord met the burden of proof to obtain an Order of Possession and a Monetary Order as a result of that breach, pursuant to sections 48 and 60 of the *Manufactured Home Park Tenancy Act*.

Background and Evidence

During the course of this hearing the parties agreed to settle this matter.

Analysis

The parties agreed to settle this matter by agreeing to the following:

- The parties agree to mutually end this tenancy effective May 9, 2012 at 1:00 p.m.; and
- The Tenant affirmed he did not pay April 1, 2012 rent nor May 1, 2012 rent owed to the Landlord in the amount of \$1,300.00 (2 x \$650.00).

In support of this mutual agreement I will issue the Landlord an Order of Possession effective May 9, 2012 and a Monetary Order for April 2012 and May 2012 rent in the amount of \$1,300.00.

As this matter was settled I decline to award the Landlord recovery of the filing fee.

Conclusion

I HEREBY FIND the Landlords are entitled to an Order of Possession effective **May 9, 2012 at 1:00 p.m.** This Order is legally binding and **must** be served upon the Tenant.

A copy of the Landlords' decision will be accompanied by a Monetary Order for **\$1,300.00.** This Order is legally binding and must be served upon the Tenant.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under Section 9.1(1) of the *Manufactured Home Park Tenancy Act*.

Dated: May 03, 2012.

Residential Tenancy Branch