



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes:

CNC, FF

Introduction

This hearing was convened in response to the Tenant's Application for Dispute Resolution, in which the Tenant applied to set aside a Notice to End Tenancy for Cause and to recover the cost of filing this Application for Dispute resolution.

Both parties were represented at the hearing. They were provided with the opportunity to submit documentary evidence prior to this hearing, to present relevant oral evidence, to ask relevant questions, to call witnesses, and to make submissions to me.

Issue(s) to be Decided

The issues to be decided are whether the Notice to End Tenancy for Cause, served pursuant to section 47 of the *Residential Tenancy Act (Act)*, should be set aside and whether the Tenant is entitled to recover the cost of filing the Application for Dispute Resolution.

Background and Evidence

After considerable discussion the Landlord and the Tenant mutually agreed to resolve this dispute under the following terms:

- The parties mutually agree to end this tenancy on August 31, 2012
- The Landlord will withdraw the One Month Notice to End Tenancy for Cause that was served to the Tenant on May 31, 2012
- The Landlord will be granted an Order of Possession that is effective on August 31, 2012.

Conclusion

On the basis of the aforementioned mutual agreement, I grant the Landlord an Order of Possession that is effective at 1:00 p.m. on August 31, 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: June 27, 2012.

Residential Tenancy Branch