



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

**Dispute Codes** CNR, MNDC, OLC, RR, FF, O

### **Introduction**

This hearing dealt with the Tenants' Application for Dispute Resolution seeking to cancel a 10 Day Notice to End Tenancy for Unpaid Rent; compensation for damage or loss under the Act, regulation or tenancy agreement; an Order that the Landlord comply with the Act, regulation or tenancy agreement; a reduction in rent for repairs, services or facilities agreed upon but not provided; and to recover the cost of the filing fee for the cost of the Application.

The Hearing was attended by both Tenants and an agent for the Landlord.

### **Settlement Agreement**

During the course of the Hearing, it was determined that the Landlord did not issue a valid Notice to End Tenancy. The parties agreed on terms to settle the Tenants' application. Pursuant to the provisions of Section 63 of the Act, and at the request of the parties, I have recorded the terms of the settlement agreement as follows:

1. The Tenants withdraw their Application for Dispute Resolution;
2. The parties agree that the tenancy will end at 1:00 p.m., August 31, 2012.
3. Upon receipt of proof of the monthly charges for internet usage for the months of June, July and August, 2012, the Landlord will reimburse the Tenants.
4. The Landlord will reimburse the Tenants for their registered mail costs in the amount of \$13.70, \$7.50 for the cost of a money order, and the cost of the filing fee in the amount of \$50.00;
5. Rent for the month of August will be nil, in compensation to the Tenants in lieu of a 2 Month Notice to End Tenancy for Landlord's Use.

### **Conclusion**

In support of this settlement and with the agreement of both parties I grant the Landlord an Order of Possession effective **1:00 p.m., August 31, 2012.**

The amount required to reimburse the Tenants for internet charges was not know at the time of the Hearing and therefore I have not issued the Tenants a Monetary Order in support of the settlement agreement. If the Landlord fails to reimburse the Tenants the amounts set out above in paragraphs 3 and 4 above, the Tenants will be at liberty to file an Application for Dispute Resolution for a monetary award.

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: July 09, 2012.

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Residential Tenancy Branch