



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION **and** **Record of Settlement**

Dispute Codes

OPB, FF

Introduction

This matter was reconvened as a Review Hearing of the original Decision and Order(s) made on October 24, 2012 – ordered suspended. The hearing is in response to an application by the Landlord for an Order of Possession, and to recover the filing fee.

The hearing was conducted via teleconference and was attended by the landlord and the tenant.

Issue(s) to be Decided

Is the landlord entitled to an Order of Possession?
Is the landlord entitled to recover the filing fee?

Background and Evidence

During the course of the hearing the parties discussed their dispute and agreed to settle the issues in dispute to the full satisfaction of both parties, and that I record their settlement as per Section 63 of the Residential Tenancy Act, as follows:

1. The tenant and landlord agree that **this tenancy will end December 10, 2012**, and the landlord will receive an **Order of Possession** effective on the agreed date.

So as to perfect this agreement the landlord is being given an Order of Possession.

As the parties were able to settle their dispute, I grant the landlord recovery of one-half of their filing fee from the tenant, in the amount of \$25.00.

Conclusion

The original Decision and Order dated October 24, 2012 are hereby **set aside and of no effect**.

I grant the landlord an Order of Possession, **effective December 10, 2012**. The tenant must be served with this Order. If the landlord serves the Order of Possession on the tenant and the tenant fails to comply with the Order, the Order may be filed in the Supreme Court of British Columbia and enforced as an Order of that Court.

I Order that the landlord may deduct \$25.00 from the tenant's security deposit in satisfaction of their monetary award.

This Decision and Order are final and binding on both parties.

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: December 06, 2012

Residential Tenancy Branch