



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes

MND, MNSD, MNDC, FF

Introduction

This matter was originally heard on November 23, 2012. The Landlord sought compensation for damage or loss; a monetary award for damages to the rental property, to retain the security deposit in partial satisfaction of her monetary award; and to recover the cost of the filing fee for the cost of the Application from the Tenants. The Tenants did not attend at the Hearing. The Landlord was successful in her application and was provided a Monetary Order in the amount of \$939.78.

The Tenants filed an Application for Review on December 7, 2012. Their application was granted on December 28, 2012, and the Decision and Order of November 23, 2012, was suspended pending the outcome of a new Hearing. This is that Hearing.

Both parties attended and gave affirmed testimony.

Settlement Agreement

During the course of the Hearing, it was determined that the Tenants had filed an Application that is scheduled to be heard on April 2, 2013 at 9:00 a.m.

The parties agreed on terms to settle all matters with respect to the tenancy. 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 Landlord withdraws her Application for Dispute Resolution;
2. The Tenants withdraw their Application for Dispute Resolution set to be heard on April 2, 2013;
3. The Landlord will keep the security deposit in the amount of \$750.00;
4. The Landlord will not reimburse the Tenants for the cost of paint supplies in the amount of \$56.66; and

5. Neither party will file any further Application for Dispute Resolution with respect to this tenancy.

Conclusion

This matter has been settled by the parties, pursuant to the terms of settlement set out above.

The Decision and Order dated November 23, 2012, is hereby cancelled and of no force or effect.

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: February 25, 2013

Residential Tenancy Branch

