



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes:

OPL, CNC, CNR, CNL, MT, MNDC, and FF

Introduction

This hearing was convened in response to cross applications.

The Landlord filed an Application for Dispute Resolution, in which the Landlord has applied for an Order of Possession for Landlord's Use of Property and to recover the fee for filing an Application for Dispute Resolution.

The Tenant filed an Application for Dispute Resolution, in which the Tenant has applied to set aside a Notice to End Tenancy for Cause, to set aside a Notice to End Tenancy for Unpaid Rent, to set aside a Notice to End Tenancy for Landlord's Use of Property, Cause, for a monetary Order for money owed or compensation for damage or loss, and to recover the fee for filing an Application for Dispute Resolution.

Both parties were represented at the hearing.

Issue(s) to be Decided

Should a notice to end tenancy that was served to the Tenant be set aside; should the Tenant be granted more time to set aside an notice to end tenancy; is the Landlord entitled to an Order of possession; is the Tenant entitled to a monetary Order; and is either party entitled to recover the fee an Application for Dispute Resolution?

Background and Evidence

Shortly after the hearing commenced the Landlord and the Tenant mutually agreed to settle this dispute under the following terms:

- The Tenancy will end on March 31, 2013
- The Tenant will not be obligated to pay rent for March of 2013.

Conclusion

On the basis of the settlement agreement reached by the parties, I grant the Landlord an Order of Possession that is effective on March 31, 2013. 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 settlement agreement is recorded on authority delegated to me by the Director of the Residential Tenancy Branch under Section 9.1(1) of the *Residential Tenancy Act*.

Dated: March 05, 2013

Residential Tenancy Branch

