



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding BONAVISTA MANAGEMENT LTD.  
and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes      MNSD, MND, MNDC, FF

### Introduction

This hearing was scheduled to deal with cross applications. The landlord applied for a Monetary Order for damage to the rental unit; damage or loss under the Act, regulations or tenancy agreement; and, authorization to retain the security deposit. The tenant applied for return of double the security deposit. Both parties appeared or were represented at the hearing and were provided the opportunity to make relevant submissions, in writing and orally pursuant to the Rules of Procedure, and to respond to the submissions of the other party.

After both parties had an opportunity to be heard the parties indicated a willingness to settle their dispute. I have recorded the settlement agreement by way of this decision and the Monetary Order that accompanies it.

### Issue(s) to be Decided

What are the terms of the settlement agreement?

### Background and Evidence

The parties mutually agreed to the following terms in final satisfaction of their disputes:

1. The tenant shall return the landlord's cheque in the amount of \$639.81 to the landlord without cashing it and without delay.
2. The tenant shall waive any entitlement to return of double the security deposit.
3. The landlord shall pay to the tenant \$139.81.

### Analysis

Pursuant to section 63 of the Act, I have the authority to assist parties in reaching a settlement agreement during the hearing and to record a settlement agreement in the

form of a decision or order. I have accepted the settlement agreement reached by the parties during this hearing and make the terms an Order to be binding upon both parties. I have recorded the settlement agreement by way of this decision and have provided the tenant with a Monetary Order in the amount of \$139.81 to ensure the payment is made.

### Conclusion

The parties resolved their dispute by way of a settlement agreement that I have recorded by way of this decision. The tenant has been provided a Monetary Order in the amount of \$139.81 to ensure payment is made.

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: April 16, 2013

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Residential Tenancy Branch

