



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes O OP

Introduction

This hearing dealt with an Application for Dispute Resolution filed on April 19, 2013, by the Landlords to obtain an Order of Possession based on a mutual agreement to end tenancy.

The parties appeared at the teleconference hearing and gave affirmed testimony. At the outset of the hearing I explained how the hearing would proceed and the expectations for conduct during the hearing, in accordance with the Rules of Procedure. Each party was provided an opportunity to ask questions about the process however each declined and acknowledged that they understood how the conference would proceed.

During the hearing each party was given the opportunity to provide their evidence orally and respond to each other's testimony. A summary of the testimony is provided below and includes only that which is relevant to the matters before me.

Issue(s) to be Decided

Should the Landlords be issued an Order of Possession?

Background and Evidence

The following facts were confirmed during this proceeding and were not in dispute:

- The parties entered into a month to month tenancy that began on May 15, 2008;
- The currently monthly rent is payable on the first of each month in the amount of \$1,350.00, and on May 15, 2008, the Tenants paid \$675.00 as the security deposit;
- On April 12, 2013, the Tenant completed a mutual agreement to end their tenancy effective May 31, 2013 at 11:59 p.m. and the female Tenant signed it;
- The male Tenant took the mutual agreement to a meeting with both Landlords and the male Landlord and male Tenant signed the agreement; and

- The Tenants are not disputing the mutual agreement to end tenancy and are planning to vacate the unit in accordance with the mutual agreement.

Analysis

The undisputed evidence is the parties mutually agreed, in writing, to end this tenancy effective May 31, 2013, at 11:59 p.m. Accordingly, I grant the Landlord an Order of Possession effective that date.

Conclusion

The Landlords are hereby issued an Order of Possession effective **May 31, 2013 at 11:59 p.m.** This Order is legally binding and must be served upon the Tenants.

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: May 17, 2013

Residential Tenancy Branch