



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding Brown Bros. Agencies
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes:

CNC, FF

Introduction

The tenant applied to cancel a 1 Month Notice to End Tenancy for Cause and to recover the filing fee costs from the landlord.

Both parties were present at the hearing. At the start of the hearing I introduced myself and the participants. The hearing process was explained, evidence was reviewed and the parties were provided with an opportunity to ask questions about the hearing process. They were provided with the opportunity to submit documentary evidence prior to this hearing, all of which has been reviewed, to present affirmed oral testimony and to make submissions during the hearing.

Mutually Settled Agreement

The parties agreed to the following:

- The terms of the tenancy will be changed to include a fixed-term tenancy end date of October 31, 2013;
- That the tenant will vacate the rental unit by October 31, 2013 at 1 p.m.;
- That the tenancy may end prior to October 31, 2013, in accordance with the Act, and as required when a tenancy is a fixed-term; and
- That the landlord is entitled to an Order of possession effective October 31, 2013 at 1 p.m.

Therefore, pursuant to section 63(2) of the Act, I find that the tenancy is a fixed-term that will end, effective October 31, 2013 at 1 p.m.

The landlord has been granted an Order of possession that is effective at **1 p.m. on October 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.

Conclusion

By mutual agreement the tenancy will end no later than October 31, 2013.

Based on the mutual agreement an Order of possession has been issued to the landlord.

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: June 12, 2013

Residential Tenancy Branch

