



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

REVIEW HEARING DECISION

and

RECORD OF SETTLEMENT

Dispute Codes:

MNSD, FF

Introduction

This hearing was convened in response to a successful application to Review by the landlord based on the tenant's original application for dispute resolution pursuant to the *Residential Tenancy Act* (the Act) for a Monetary Order for return of the security deposit and to recover the filing fee.

Both parties attended the hearing. Both parties were given opportunity to present relevant evidence, and make relevant submissions and to settle their dispute. Prior to concluding the hearing both parties acknowledged they had presented all of the relevant evidence that they wished to present.

During the course of the hearing the parties discussed their dispute and agreed to settle all issues in dispute for all time, to the full satisfaction of the tenant and the landlord, and that I record their settlement as per Section 63 of the Residential Tenancy Act, as follows:

1. the tenant and landlord agree the landlord holds the tenant's deposit of \$650.00 in trust.
2. the tenant and landlord agree that the landlord will pay the tenant the amount of **\$700.00** in full satisfaction of all claims by the tenant, and all claims past and future arising from this tenancy.
3. the tenant and landlord agree the landlord will send the tenant the agreed amount within 30 days of the date of this Decision **by registered mail**.

Conclusion

The Decision and Monetary Order of the Director dated May 24, 2013 are hereby set aside and of no effect.

I grant the tenant an Order under Section 67 of the Act for the amount of **\$700.00**. If necessary, this Order may be filed in the Small Claims Court and enforced as an Order of that Court.

This Decision and Settlement is final and binding on both parties.

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: July 29, 2013



Residential Tenancy Branch

RTB-136

All decisions are binding and both landlord and tenant are required to comply.

The RTB website (www.rto.gov.bc.ca) has information about:

- How and when to enforce an order of possession:
Fact Sheet RTB-103: *Landlord: Enforcing an Order of Possession*
- How and when to enforce a monetary order:
Fact Sheet RTB-108: *Enforcing a Monetary Order*
- How and when to have a decision or order corrected:
Fact Sheet RTB-111: *Correction of a Decision or Order*
- How and when to have a decision or order clarified:
Fact Sheet RTB-141: *Clarification of a Decision or Order*
- How and when to apply for the review of a decision:
Fact Sheet RTB-100: *Review Consideration of a Decision or Order* **(Please Note: Legislated deadlines apply)**

To personally speak with Residential Tenancy Branch (RTB) staff or listen to our 24 Hour Recorded Information Line, please call:

- Toll-free: 1-800-665-8779
- Lower Mainland: 604-660-1020
- Victoria: 250-387-1602

Contact any Service BC Centre or visit the RTB office nearest you. For current information on locations and office hours, visit the RTB web site at www.rto.gov.bc.ca