



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNDC

Introduction

This hearing was convened in response to an application by the Tenant pursuant to the *Residential Tenancy Act* (the “Act”) for the following Order:

1. A Monetary Order for compensation - Section 67.

The Landlord and Tenant were each given full opportunity to be heard, to present evidence and to make submissions. During the Hearing the Parties reached an agreement to settle the dispute.

Agreed Facts

The tenancy started on November 27, 2011. Rent of \$450.00 is payable monthly. In February 2013 the Landlord placed her alcoholic son in a room in the unit and on March 21, 2013, while intoxicated, the son assaulted the Tenant causing dental damages. The total cost of the dental work being claimed by the Tenant is \$387.22.

Settlement Agreement

Section 63 of the Act is set out as follows:

- (1) The director may assist the parties, or offer the parties an opportunity, to settle their dispute.
- (2) If the parties settle their dispute during dispute resolution proceedings, the director may record the settlement in the form of a decision or order.

Given the authority under the Act and the agreement reached between the Parties during the proceedings, I find that the Parties have settled their dispute over the and the following records this settlement as a decision:

The Parties mutually agree as follows:

- 1. The Landlord will forgive \$230.00 in rental arrears owed by the Tenant for July 2013 rent.**
- 2. The Landlord will pay \$157.22 to the Tenant on or before July 31, 2013.**
- 3. The Tenant will obtain a monetary order for the above amount of \$157.22. If necessary, this order may be filed in the Small Claims Court and enforced as an order of that Court.**
- 4. These terms comprise the full and final settlement of all aspects of this dispute for both Parties.**

Conclusion

The Parties have resolved the dispute as set out above on the mutually agreed upon terms.

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