



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPC, MNDC, O, FF, CNC

There are applications filed by both parties. The Landlord seeks an order of possession for cause, a monetary order for money owed or compensation for damage or loss and recovery of the filing fee. The Tenant has made an application to cancel the notice to end tenancy issued for cause and recovery of the filing fee.

Both parties attended the hearing by conference call and gave testimony. As both parties have attended and have confirmed receipt of the notice of hearing package of the other party, I am satisfied that both parties have been properly served. Both parties have also acknowledged receipt of the submitted documentary evidence of the other party.

At the beginning of the hearing the Landlord withdrew the monetary claim from their application. The Tenant had no objection. As such, no further action is required.

Section 63 of the Residential Tenancy Act provides that the parties may attempt to settle their dispute during a hearing. Pursuant to this provision, discussion between the two parties during the hearing led to a resolution. Specifically, it was agreed as follows:

Both parties agreed to mutually end the tenancy on September 30, 2013 at or before 1:00 pm and that the Landlord shall receive an order of possession to reflect this agreement.

The above particulars comprise full and final settlement of all aspects of the dispute arising from this application for both parties.

As a mutual settlement was reached by both parties, I decline to make any orders for the recovery of the filing fee for 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 31, 2013

Residential Tenancy Branch