



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

Dispute Codes: CNC

Introduction

A hearing was conducted by conference call in the presence of both parties. On the basis of the solemnly affirmed evidence presented at that hearing, a decision has been reached. All of the evidence was carefully considered.

Both parties were given a full opportunity to present evidence and make submissions. Neither party requested an adjournment or a Summons to Testify. Prior to concluding the hearing both parties acknowledged they had presented all of the relevant evidence that they wished to present.

I find that the one month Notice to End Tenancy was sufficiently served on the Tenant on October 30, 2013. Further I find that the Application for Dispute Resolution/Notice of Hearing was sufficiently served on the Landlord by mailing, by registered mail to where the landlord carries on business on November 15, 2013. With respect to each of the applicant's claims I find as follows:

Issues to be Decided

The issue to be decided is whether the tenant is entitled to an order cancelling the Notice to End Tenancy dated October 30, 2013?

Background and Evidence:

The tenancy began on November 28, 2008. The present rent is \$425 per month payable in advance on the first day of the month. The tenant did not pay a security deposit.

Grounds for Termination

Settlement:

During the hearing the parties reached a settlement and they asked that I record the settlement pursuant to section 63(3) of the Residential Tenancy Act as follows:

- a. The parties mutually agree to end the tenancy on February 28, 2014.
- b. The parties request the arbitrator issue an Order for Possession for that date.

As a result of the settlement I granted an Order for Possession effective February 28, 2014.

The tenant must be served with this Order as soon as possible. Should the tenant fail to comply with this Order, the landlord may register the Order with the Supreme Court of British Columbia for enforcement.

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: January 06, 2014

Residential Tenancy Branch

