



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes

For the tenants: CNR OLC FF
For the landlord: O

Introduction

This hearing was convened as a result of the cross applications of the parties under the *Residential Tenancy Act* (the “Act”).

The landlord applied for “other”, which according to the landlord’s details of dispute, is an order of possession based on a mutual agreement to end the tenancy between the parties.

The tenants applied to cancel a notice to end tenancy for unpaid rent or utilities, for an order directing the landlord to comply with the *Act*, regulation or tenancy agreement, and to recover the filing fee.

Tenant “JC”, four witnesses for the tenant, the landlord, and an agent for the landlord (the “agent”) attended the hearing. The parties gave affirmed testimony, were provided the opportunity to present their evidence orally and in documentary form prior to the hearing, and make submissions to me.

Preliminary and Procedural Matter

At the outset of the hearing, the parties agreed to amend the respective applications to add an “also known as” name for tenant “MH” to the respective applications of the parties. As a result, the “also known as” name for tenant “MH” was added to the applications of both parties.

Settlement Agreement

During the hearing, the parties agreed to settle all matters related to their respective applications, on the following conditions:

1. The parties agree that the tenancy will end on **February 28, 2014 at 10:00 p.m.**
2. The landlord is granted an order of possession effective **February 28, 2014 at 10:00 p.m.** The landlord must serve the tenants with the order of possession.
3. The landlord agrees to waive rent for January 2014 and February 2014.
4. The parties agree to meet at the rental unit for the purpose of the completion of an outgoing condition inspection report on **Saturday, March 1, 2014 at 1:00 p.m.**

This settlement agreement was reached in accordance with section 63 of the *Residential Tenancy Act*.

Conclusion

I order the parties to comply with the terms of their mutually settled agreement described above.

The landlord has been granted an order of possession which must be served on the tenants. The order of possession may be filed in the Supreme Court of British Columbia and enforced as an order of that Court.

This decision is final and binding on the parties, unless otherwise provided under the Act, and 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: February 25, 2014

Residential Tenancy Branch

