



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes: *MNSD, MNDC, MNR, FF*

Introduction

This hearing dealt with an application by the landlord pursuant to the *Residential Tenancy Act* for a monetary order to retain the security and pet deposits in partial satisfaction of his claim for unpaid rent, cleaning, repairs and for the recovery of the filing fee.

Both parties attended the hearing and were given full opportunity to present evidence and make submissions.

Issues to be decided

Has the landlord established a claim against the security deposit? Is the landlord entitled to the recovery of the filing fee?

Background and Evidence

The tenancy started on October 15, 2013 and ended on November 23, 2013. Prior to moving in, the tenant paid security and pet deposits in the amount of \$425.00.

During the discussion of the details of the landlord's claim, the landlord offered to accept the deposits in full settlement of the claim. The tenant accepted the landlord's offer.

Analysis

Pursuant to Section 63 of the *Residential Tenancy Act*, the Arbitrator may assist the parties settle their dispute and if the parties settle their dispute during the hearing, the settlement may be recorded in the form of a decision or an order.

During this hearing, the parties reached an agreement to settle these matters, on the following conditions:

1. The tenant agreed to allow the landlord to retain the security and pet deposits of \$425.00 plus accrued interest of \$0.00, in full and final settlement of all claims against the landlord.
2. The landlord agreed to retain the security and pet deposits of \$425.00 in full and final settlement of all claims against the tenant.
3. Both parties stated that they understood and agreed that the above particulars comprise **full and final settlement** of all aspects of the dispute for both parties.

Conclusion

Pursuant to the above agreement, the landlord may retain the entire amount of the security and pet deposits.

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: March 27, 2014

Residential Tenancy Branch

