



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC, FF

This is an application filed by the tenant to cancel a 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 and the submitted documentary evidence, I am satisfied that both parties have been properly served.

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 August 1, 2014 and that the landlord shall receive an order of possession to reflect this agreement. Both parties agreed that the landlord shall make payment of \$12,000.00 to the tenant in the form of an \$8,000.00 payment as soon as possible and further payment of \$4,000.00 to the tenant's counsel in trust for completion of payment at the end of tenancy. Both parties also agreed that the tenants would have continued use of the shed as per the signed tenancy agreement until March 31, 2015.

The above particulars comprise full and final settlement of all aspects of the dispute arising from this application 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: May 05, 2014

Residential Tenancy Branch

