



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      MNDC, RPP

### Introduction

This hearing convened as a result of a Tenant's Application for Dispute Resolution filed October 21, 2011 (the "Application"). On January 9, 2012, a decision was made on the Tenant's Application. The Applicant, T.J., applied for Judicial Review of that decision, and on March 28, 2014, the Honourable Mr. Justice Affleck quashed the January 9, 2012 decision and ordered that the questions put in issue by the parties be reconsidered by the Branch in a new hearing.

The new hearing of this matter commenced before me on January 15, 2015. The hearing did not complete during the allotted time and was adjourned to February 2015. At the request of the parties, the continuation was adjourned to a mutually agreeable later date, namely: June 23, 2015 and June 24, 2015. The hearing did not complete during the allotted time on June 23 and June 24 and was adjourned to today's date October 15, 2015 as well as October 16 and 19, 2015.

During the hearing on October 15, 2015 the parties reached a comprehensive settlement.

Section 63 of the *Residential Tenancy Act* provides as follows:

### **Opportunity to settle dispute**

**63** (1) The director may assist the parties, or offer the parties an opportunity, to settle their dispute.

(2) If the parties settle their dispute during dispute resolution proceedings, the director may record the settlement in the form of a decision or an order.

Pursuant to section 63 I record the parties' settlement in this my Decision and resulting Monetary Order.

The terms of the parties' settlement are as follows:

1. The Respondent, L.P., shall pay to the Applicant, T.J., the sum of \$2,250.00 as full and final settlement.
2. L.P. shall provide the \$2,250.00 settlement funds to T.J.'s advocate, J.C., by no later than close of business October 15, 2015.
3. J.C. shall ensure the settlement funds are delivered to T.J.
4. T.J. shall be granted a Monetary Order in the amount of \$2,250.00 which shall be delivered to J.C. from the Branch by fax. Should L.P. provide the settlement funds to J.C. by close of business on October 15, 2015, T.J. shall take no further steps with respect to enforcement of the Monetary Order.

### Conclusion

The parties resolved matters by mutual agreement. The Respondent shall pay the Applicant \$2,250.00 as full and final settlement.

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: October 15, 2015

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Residential Tenancy Branch

