



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes CNC, OPR, MNR, MDSD & FF

### Introduction

The Application for Dispute Resolution filed by the landlord makes the following claims:

- a. An Order for Possession for repeated late payment of rent?
- b. A monetary order in the sum of \$1291 for unpaid rent and damages?
- c. An order to recover the cost of the filing fee?

The Application for Dispute Resolution October 8, 2015 and the Application for Dispute Resolution dated October 22, 2015 filed by the Tenant seeks an order to cancel the one month Notice to End Tenancy dated September 30, 2015 and setting the end of tenancy for October 31, 2015.

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.

I find that the one month Notice to End Tenancy was personally served on the Tenant on October 31, 2015. Further I find that the Application for Dispute Resolution/Notice of Hearing filed by each party was sufficiently served on the other.

### Settlement:

At the start of the hearing the parties stated they had reached a settlement and each wished to withdraw their claims and continue with the tenancy. Both parties stated that they did not wish to re-visit this dispute and they released and discharged each other from all claims raised in their respective Application for Dispute Resolution.. **As a result of the settlement and at the request of the parties I ordered that each claim be dismissed without liberty to re-apply.**

Should the respondent fail to comply with this Order, the Order may be filed in the Small Claims division of the Provincial Court and enforced as an Order of that Court.

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: November 17, 2015

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Residential Tenancy Branch

