



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNR, MNSD, MNDC, FF
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Introduction

This hearing was convened by way of conference call following a Decision of the director to proceed with a new hearing following a Review Consideration.

The landlord had applied for a monetary order for unpaid rent or utilities; for a monetary order for money owed or compensation for damage or loss under the *Act*, regulation or tenancy agreement; for a monetary order for recovery of the filing fee for the cost of the application and for an order permitting the landlord to keep the security deposit in partial satisfaction of the claim. The tenants had applied for a monetary order for money owed or compensation for damage or loss under the *Act*, regulation or tenancy agreement; for a monetary order for the cost of emergency repairs, for a monetary order for return of the security deposit; and to recover the filing fee from the landlord.

A hearing was convened and the tenants were successful in obtaining a monetary order in a Decision dated September 22, 2015. The landlord filed an application for a review hearing on the ground that due to no fault of his own the landlord did not attend the hearing, and was successful in a Decision of the director dated October 20, 2015 to proceed with a new hearing, which is the subject of this Decision.

The landlord and one of the named tenants attended the hearing.

During the course of the hearing, the parties agreed to settle this dispute and agreed that the landlord will return the security deposit to the tenants in the amount of \$775.00 in full satisfaction of any and all claims between the parties with respect to this tenancy.

The *Residential Tenancy Act* specifies that after a review hearing, I may confirm, vary or set aside the original Decision and/or Order of the director. In consideration of the settlement made by the parties, I hereby cancel the Order made by the director dated September 22, 2015 and I grant a monetary order in favour of the tenants pursuant to

Section 67 of the *Residential Tenancy Act* in the amount of \$775.00 in full satisfaction of any and all claims between the parties with respect to this tenancy.

Conclusion

For the reasons set out above, I hereby cancel the Order made by the director dated September 22, 2015.

I hereby grant a monetary order in favour of the tenants as against the landlord pursuant to Section 67 of the *Residential Tenancy Act* in the amount of \$775.00 in full satisfaction of any and all claims between the parties with respect to this tenancy.

This order is final and binding and may be enforced.

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: December 23, 2015

Residential Tenancy Branch

