



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding SOUTH OKANAGAN SIMILKAMEEN BRAIN INJURY SOCIETY  
and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes      OPB

### Introduction

This hearing was convened as a result of the Landlord's Application for Dispute Resolution, dated March 24, 2016 (the "Application"). The Landlord claims the parties entered into a fixed term tenancy that ended on February 29, 2016, and that the Tenant has not yet vacated the rental unit. The Landlord seeks an order of possession pursuant to section 55 of the Residential Tenancy Act (the "Act").

The Landlord was represented at the hearing by its agents, L.S. and S.M. The Tenant attended the hearing on his own behalf, and was assisted by his mother, S.C., and his mental health worker, J.B.

The parties gave affirmed testimony, were provided the opportunity to present their evidence orally and in documentary form prior to the hearing, and make submissions to me.

### Settlement Agreement

The opportunity for settlement was discussed with the parties during the hearing. The parties were advised there is no obligation to resolve the dispute through settlement, but that I could assist the parties to reach an agreement.

During the hearing, the parties mutually agreed to settle this matter as follows:

1. The Landlord agrees to withdraw the Application;
2. The Tenant agrees to pay rent to the Landlord in the amount of \$947.00 for the month of May 2016;
3. The Tenant agrees to move out of the rental unit on May 31, 2016, at 1:00 p.m.;  
and
4. The parties agree to the Landlord obtaining an order of possession, effective May 31, 2016, at 1:00 p.m.

This settlement agreement was reached in accordance with section 63 of the Act.

Conclusion

I order the parties to comply with the terms of their mutually settled agreement described above.

Further, the Landlord is granted an Order of Possession, effective May 31, 2016, at 1:00 p.m. This Order may be filed in the Supreme Court and enforced as an order of that Court.

This decision is final and binding on the parties, unless otherwise provided under the Act, and 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: April 29, 2016

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Residential Tenancy Branch