



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes: MNDC, MNSD

Introduction and Issues to be Decided:

The tenant applied for compensation amounting to \$ 3,285.24 for the alleged wrongful disposal of the tenant's property and recovery of the security deposit. All parties were represented at the conference call hearing.

Settlement:

The parties have settled this matter and made the payment agreement below and they have asked that I record the terms pursuant to section 63(2) as follows:

- a. The landlord will pay the tenant the total sum of \$ 3,000.00 over 12 monthly payments of \$ 250.00 per month,
- b. The landlord will commence paying the aforementioned \$ 3,000.00 with the payment of \$ 250.00 on July 1st 2016 and subsequent payments of \$ 250.00 per month on the first of every month until the \$ 3,000 payment is completed on June 1st 2016,
- c. The landlord will deposit the aforementioned payments directly into the tenant's bank account, particulars of which will be supplied by the tenant's advocate,
- d. If the landlord fails to complete the payments in paragraph a. and b. in full and on time the tenant will execute a Monetary Order for the balance owing, and
- e. The parties agree that there will not be any further disputes arising whatsoever from this tenancy.

Conclusion:

As a result of the settlement I granted the tenant a Monetary Order in the amount of \$ 3,000.00 effective July 2, 2016 which is not to be executed upon unless the landlord is in breach of paragraphs a. or b. herein and at that time is to be given credit for any payments actually received. If the landlord completes the payments in paragraph a. and b. herein the Monetary Order is void and unenforceable. There shall be no order with respect to reimbursement of the cost of the filing fee. The tenant must serve the landlord with this decision and Order to execute them. I have dismissed all other claims.

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: June 13, 2016

Residential Tenancy Branch