



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      CNC

### Introduction

This hearing was convened as a result of the Tenant's Application for Dispute Resolution, received at the Residential Tenancy Branch on April 21, 2016 (the "Application").

The Tenant seeks an order cancelling a notice to end tenancy for cause pursuant to the *Residential Tenancy Act* (the "Act").

The Tenant attended the hearing and was assisted by his advocate, D.C. The Landlord was represented at the hearing by Y.G. and B.T. All parties giving evidence provided their solemn affirmation.

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

No issues were raised by either party with respect to the evidence submitted.

### Preliminary and Procedural Matters

The Application names Y.G. as the Landlord. However, Y.G. is an agent of the corporate Landlord. With the agreement of the parties, and pursuant to section 64 of the *Act*, I amend the Application to name the corporate Landlord as the Respondent in these proceedings.

### 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. I indicated on several occasions

that if either party did not wish to resolve this matter through a mutually agreed settlement, I was prepared to hear their evidence and make a decision.

During the hearing, the parties mutually agreed to settle the Tenant's claim as follows:

1. The parties agree the tenancy will end on July 31, 2016, at 1:00 p.m.;
2. The Tenant agrees to move out of the rental unit by July 31, 2016, at 1:00 p.m.;
3. The Tenant agrees to withdraw the Application in full as part of this mutually agreed settlement.

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.

In support of this settlement agreement, and with the agreement of the parties, the Landlord is granted an order of possession, effective July 31, 2016, at 1:00 p.m. This Order may be filed in and enforced as an order of the Supreme Court of British Columbia.

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 14, 2016

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Residential Tenancy Branch