



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION AND RECORD OF SETTLEMENT

Dispute Codes MND MNR MNSD MNDC FF

Introduction

This hearing was convened in response to cross-applications by the parties pursuant to the *Residential Tenancy Act* for Orders as follows:

Landlord:

- a monetary order for unpaid rent, compensation for damage and loss pursuant to section 67;
- authorization to retain all or a portion of the tenant's security deposit in partial satisfaction of the monetary order requested pursuant to section 38;
- authorization to recover the filing fee for this application from the tenant pursuant to section 72.

Tenant:

- a monetary order for compensation for damage or loss under the Act, regulation or tenancy agreement pursuant to section 67;
- authorization to obtain a return of all or a portion of her security deposit pursuant to section 38;
- authorization to recover the filing fee for this application from the landlord pursuant to section 72.

All named parties attended the hearing however at the outset of the hearing the tenant's representative advised she was not prepared to represent her client as she had no instructions from her client. The tenant's representative advised that she was unable to contact her client for weeks prior to the hearing. The tenant's representative dismissed herself from the hearing.

During the hearing, the parties were provided with an opportunity to resolve this dispute by mutual agreement. I agreed to assist the parties in settling their dispute in accordance with section 63 of the *Act*.

Terms of settlement

The landlord offered to withdraw its application in full if the tenant was willing to withdraw her application in exchange. The tenant accepted the landlords offer and hung up the phone.

I find the parties reached an agreement to settle their dispute under the following final and binding terms:

1. The landlord agrees to withdraw its application in full filed on May 13, 2016.
2. The tenant agrees to withdraw her application in full filed on April 27, 2016.

These particulars comprise the full and final settlement of all aspects of this dispute.

This Decision and Settlement Agreement is final and binding on both parties.

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: August 04, 2016

Residential Tenancy Branch

