



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes

Tenant: CNC
Landlord: OPC MNR MNSD MNDC FF

Introduction

This hearing dealt with cross Applications for Dispute Resolution filed by the parties under the *Residential Tenancy Act* (the “*Act*”).

The Tenant’s Application was received at the Residential Tenancy Branch on July 14, 2016 (the “Tenants’ Application”).

The Tenant applied for an order cancelling a 1 Month Notice to End Tenancy for Cause, dated July 4, 2016 (the “1 Month Notice”), pursuant to the *Act*.

The Landlord’s Application was received at the Residential Tenancy Branch on July 15, 2016, and was amended on July 19, 2016 (the “Landlords’ Application”).

The Landlord applied for the following relief pursuant to the *Act*: an order of possession for cause; a monetary order for unpaid rent or utilities; an order permitting the Landlord to retain all or part of a security deposit or pet damage deposit; a monetary order for money owed or compensation for damage or loss; and an order granting recovery of the filing fee.

The Tenant attended the hearing on her own behalf and was capably assisted by B.K., her advocate. The Landlord attended the hearing on his own behalf. Both parties provided their solemn affirmation.

Settlement

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, which would be documented in my Decision and supporting orders.

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

1. The parties agree the tenancy will end on January 31, 2017, at 1:00 p.m.
2. The Tenant agrees to move out of the rental unit by January 31, 2017, at 1:00 p.m.
3. The Tenant agrees to regularly pay rent to the Landlord in the amount of \$1,100.00 per month, on or before the first day of each month, until the tenancy otherwise ends in accordance with the Act.
4. The Tenant withdraws the Tenant's Application in full as part of this mutually agreed settlement.
5. The Landlord withdraws the Landlords' Application in full as part of this mutually agreed settlement.

As this matter was resolved through negotiation, I decline to award recovery of the filing fee to either party.

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, and with the agreement of the parties, the Landlord is granted an order of possession, effective January 31, 2017, at 1:00 p.m. This order of possession 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: September 07, 2016

Residential Tenancy Branch

