



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MND, MNSD, MNDC, FF

Introduction

This hearing convened as a result of the Landlord's Application for Dispute Resolution wherein the Landlord requested monetary compensation from the Tenant in the amount of \$6,451.03 and to recover the filing fee.

Both parties appeared at the hearing and were given a full opportunity to be heard, to present their affirmed testimony, to present their evidence orally and in written and documentary form, and make submissions to me.

The parties agreed that all evidence that each party provided had been exchanged. No issues with respect to service or delivery of documents or evidence were raised.

During the hearing the parties resolved matters by mutual agreement. The terms of their agreement is recorded in this my Decision and Order pursuant to section 63 of the *Residential Tenancy Act* and Rule 8.4 of the *Residential Tenancy Branch Rules of Procedure*. As the parties resolved matters by agreement I make no findings of fact or law with respect to their relative claims. The terms of their settlement follow.

1. The Tenant shall pay the Landlord the sum of \$2,434.43 representing the agreed upon sum of \$2,334.43 for compensation for damages to the rental unit and losses incurred by the Landlord in addition to recovery of the \$100.00 filing fee.
2. The Tenant shall pay the sum of **\$2,434.43** to the Landlord according to the following payment plan:
 - a. February 15, 2017: \$400.00;
 - b. March 15, 2017: \$400.00;
 - c. April 15, 2017: \$400.00;

- d. May 15, 2017: \$400.00;
- e. June 15, 2017: \$400.00;
- f. July 15, 2017: \$400.00; and,
- g. August 15, 2017: \$34.43.

3. All other claims arising from the tenancy are hereby dismissed.

I grant the Landlord a Monetary Order in the amount of \$2,434.43. The Monetary Order may be filed in the Provincial Court (Small Claims) and enforced as an order of that Court. The Monetary Order must be read in conjunction with the payment schedule agreed upon by the parties and as set out in this my Decision;

Conclusion

The parties reached a comprehensive settlement whereby the Tenant agreed to pay the Landlord the sum of **\$2,434.43**. The Landlord is granted a Monetary Order for this sum and is entitled to repayment as set out in the payment plan set out in this my Decision.

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: January 11, 2017

Residential Tenancy Branch