



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding H&J INVESTMENTS  
and [tenant name suppressed to protect privacy]

## **DECISION AND RECORD OF SETTLEMENT**

### **Dispute Codes**

CNC, CNL, MNDC, RP, OLC, FF

### **Introduction**

This hearing was convened in response to an application filed by the tenant seeking Orders under the Residential Tenancy Act (the Act). The tenant and their legal counsel as well as the landlord's representatives attended the conference call hearing and provided testimony. Each party testified they had benefit of the other's evidence submissions.

### **Background and Evidence**

**Section 63** of the *Residential Tenancy Act* provides that the parties may attempt to settle their dispute during a hearing. Pursuant to this provision, discussion between the parties during the hearing led to a resolution. Specifically, it was agreed as follows;

1. Both parties agree that **the tenancy will end** and the tenant will vacate the rental unit by no later than on **MARCH 14, 2017 at noon**, and the landlord will be provided an Order of Possession effective the agreed date and time.
2. Both parties agreed that upon vacating the rental unit the landlord will provide the tenant a cheque in the amount of **\$365.00**, and a second cheque in the amount of **\$1250.00**.

So as to perfect this agreement the landlord is given an **Order of Possession** to reflect condition #1 of this agreement. The tenant must be served the Order. If necessary, this Order may be filed in the Supreme Court and enforced as an Order of that Court.

To additionally perfect this agreement the tenant is given a **Monetary Order** in the sum of condition #2 of this agreement ( $\$365.00 + \$1250.00 = \$1615$ ). **Only if necessary**,

this Order may be filed in the Small Claims Court and enforced as an Order of that Court.

These particulars comprise the **full and final settlement** of all aspects of this dispute for both parties. Both parties testified at the hearing that they understood and agreed to the above terms. Both parties testified that they understood and agreed the above terms settle all aspects of the dispute and are **final and binding on both parties** and that any Order is enforceable.

### **Conclusion**

The parties settled all aspects of their dispute in the above terms.

**This Decision and Settlement are 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: March 08, 2017

---

Residential Tenancy Branch