



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      OPT, AAT (May 1, 2017 Application)  
                                CNR (May 9, 2017 Application)

### Introduction

This hearing convened as a result of two Application for Dispute Resolution filed by the Tenant on May 1, 2017 and May 9, 2017 respectively, wherein the Tenant requested an Order canceling a 10 Day Notice to End Tenancy for Unpaid Rent or Utilities issued May 5, 2017 (the "Notice"), an Order of Possession, and an Order allowing access to the rental unit.

The hearing was conducted by teleconference on June 6, 2017. Both parties called into the hearing. The hearing process was explained and the participants were asked if they had any questions. Both parties were provided the opportunity to present their evidence orally and in written and documentary form, and make submissions to me.

The named Landlord on the Tenant's Application, D.L., confirmed that he is the property manager for the Landlord and property owner, Q.T. The Tenant also confirmed Q.T. is the Landlord and D.L. is the property manager. Further, the Notice clearly indicates Q.T. as the Landlord, although it is signed by D.L. Pursuant to section 64(3)(c) of the *Residential Tenancy Act* I amend both of the Tenant's Applications to correctly note the Landlord's name.

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 parties confirmed at the end of the hearing that this agreement was made on a voluntary basis and that the parties understood the nature of this full and final settlement of this matter.

The terms of their settlement follow.

Settlement and Conclusion

1. The Tenant shall pay the June 2017 rent by no later than 9:00 p.m. on June 6, 2017.
2. The tenancy shall end and the Tenant shall vacate the rental unit by no later than 1:00 p.m. on July 1, 2017.
3. The Landlord is granted an Order of Possession effective 1:00 p.m. on July 1, 2017. The Landlord must serve the Order on the Tenant as soon as possible and may if necessary, file and enforce the Order in the B.C. Supreme Court.
4. All other claims in the Tenants' applications filed May 1, 2017 and May 9, 2017 are dismissed as if heard on their merits.

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 06, 2017

---

Residential Tenancy Branch