



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNL, MNDC, FF

Introduction

This hearing convened as a result of Tenant's Application for Dispute Resolution wherein the Tenant requested an Order canceling a Two Month Notice to End Tenancy for Landlord's Use issued October 29, 2016 (the "Notice"), monetary compensation pursuant to sections 51(2) and 67 of the *Residential Tenancy Act*, as well as to recover the filing fee.

The hearing was conducted by teleconference on August 15, 2017. Both parties called into the hearing and were given an 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.

Preliminary Matter—Tenant's Claims

The parties confirmed the Tenant had vacated the rental unit such that his request to cancel the Notice was no longer required.

Settlement and Conclusion

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*.

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.

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 are as follows:

1. By no later than 4:00 p.m. on August 23, 2017 the Landlord shall pay the Tenant the sum of two thousand dollars (\$2,000.00) as full and final satisfaction of his claims made on his Application for Dispute Resolution filed March 15, 2017.
2. Payment of the above \$2,00.00 shall be made by cheque mailed to the Tenant's address as set out on his Application for Dispute Resolution filed March 15, 2017.

In furtherance of the above, I grant the Tenant a Monetary Order in the amount of \$2,000.00. The Monetary Order may be filed in the Provincial Court (Small Claims) and enforced as an order of that Court.

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 15, 2017

Residential Tenancy Branch