



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute codes            MNDC, FF

### Introduction

A hearing was convened based on the tenants' application filed May 1, 2017 under the *Residential Tenancy Act* (the "Act") for a monetary order for damage or loss under the Act, regulation or tenancy agreement and for recovery of the application filing fee. Specifically, the tenants sought compensation under sections 51 and 67 with respect to the end of this tenancy.

Both of the tenants attended the hearing. The landlord attended with counsel. The hearing process was explained and the participants were asked if they had any questions. Both parties provided affirmed testimony and had the opportunity to present their evidence orally and in written and documentary form, to make submissions, and to respond to the other party.

At the outset of the hearing I advised the parties of their option to have me assist in mediating an agreement with respect to this tenancy. I further advised that any agreement would be documented in my decision pursuant to section 63 of the Act. It was made clear to the parties on several occasions throughout the scheduled hearing that there was no obligation to resolve the dispute through settlement.

### Settlement

Over the course of the hearing, the parties reached an agreement to settle on the terms set out below.

1. The tenants withdraw their application.
2. The landlord will pay the tenants the total amount of **\$5,000.00** by e-transfer to [john@oceanrodeo.com](mailto:john@oceanrodeo.com) on the following payment schedule:

- a. \$1,666.66 on October 15, 2017;
- b. \$1,666.67 on November 15, 2017; and
- c. \$1,666.67 on December 15, 2017.

In support of this settlement and with the consent of the parties I grant the tenants a monetary order in the amount of \$5,000.00, which they can enforce against the landlord for any balance outstanding in the event the landlord breaches this agreement.

### Conclusion

This matter has been settled.

The parties are bound by the terms of the agreement set out above.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under s. 9.1(1) of the Act.

Dated: September 28, 2017

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Residential Tenancy Branch