



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding Summit Drive Investments Inc.
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNC, FFT

Introduction

This hearing was convened by way of conference call concerning an application made by the tenant seeking an order cancelling a notice to end the tenancy for cause and to recover the filing fee from the landlord for the cost of the application.

The named landlord and the tenant attended the hearing, as well as an agent for the landlord. The parties agreed that the Style of Cause be amended to change the name of the landlord to the name of the landlord contained in the One Month Notice to End Tenancy for Cause; and the frontal page of this Decision reflects that amendment.

During the course of the hearing the parties agreed to settle this dispute in the following terms:

1. the landlord will have an Order of Possession effective at 9:00 a.m. on May 16, 2018 and the tenancy will end at that time;
2. the landlord will reimburse the tenant half of the rent paid for May, 2018, totaling \$575.00 upon vacating the rental unit.

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.

I leave it to the parties to schedule the move-out condition inspection report and to comply with the *Residential Tenancy Act* with respect to any security deposit or pet deposit held in trust by the landlord.

Since the parties have settled this dispute, I decline to order that the tenant recover the filing fee from the landlord.

Conclusion

For the reasons set out above, and by consent, I hereby grant an Order of Possession in favour of the landlord effective at 9:00 a.m. on May 16, 2018 and the tenancy will end at that time.

I order the landlord to comply with the settlement agreement set out above with respect to reimbursement of half a month's rent to the tenant in the sum of \$575.00.

This order is final and binding and may be enforced.

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: May 08, 2018

Residential Tenancy Branch