



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      MNSD, FFT

### Introduction

This hearing dealt with the tenant's application pursuant to the *Residential Tenancy Act* (the *Act*) for:

- a Monetary Order for the return of his security deposit, pursuant to section 38; and
- repayment of the filing fee, pursuant to section 72.

Both parties attended the hearing and were each given a full opportunity to be heard, to present affirmed testimony, to make submissions, and to call witnesses.

Tenant J.S. (the "tenant") testified that he personally served the resident manager with the notice of dispute resolution package mid-February 2018. The resident manager confirmed receipt of the package from the tenant in mid-February 2018. I find that the landlord was served with this package accordance with section 89 of the *Act*.

### Issue(s) to be Decided

1. Is the tenant entitled to a Monetary Order for the return of his security deposit, pursuant to section 38 of the *Act*?
2. Is the tenant entitled to repayment of the filing fee, pursuant to section 72 of the *Act*?

### Analysis/Conclusion

Pursuant to section 63 of the *Act*, the Arbitrator may assist the parties to settle their dispute and if the parties settle their dispute during the dispute resolution proceedings, the settlement may be recorded in the form of a decision or an order. During the

hearing the parties discussed the issues between them, engaged in a conversation, turned their minds to compromise and achieved a resolution of their dispute.

Both parties agreed to the following final and binding settlement of all issues currently under dispute at this time:

1. The landlord agreed to pay to the tenant the sum of \$225.00 via cheque by July 17, 2018.

These particulars comprise the full and final settlement of all aspects of this dispute for both parties. Both parties gave verbal affirmation at the hearing that they understood and agreed to the above terms as legal, final and binding, which settle all aspects of this dispute.

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: July 03, 2018

---

Residential Tenancy Branch