



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute codes      CNR, FFT

### Introduction

This hearing dealt with the tenant's Application for Dispute Resolution (the Application) pursuant to the *Residential Tenancy Act* (the "Act") for:

- cancellation of the landlord's 10 Day Notice to End Tenancy for unpaid rent (the 10 Day Notice), pursuant to section 46; and
- authorization to recover the filing fee for this application from the landlord pursuant to section 72.

The landlord's legal counsel (the landlord) and the tenant attended the hearing and were given a full opportunity to be heard, to present their sworn testimony, to make submissions, to call witnesses and to cross-examine one another.

### Analysis

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 this hearing, the parties reached an agreement to settle their dispute.

Both parties agreed to the following terms of a final and binding resolution of the tenant's application and the issues in dispute arising out of this tenancy at this time and that they did so of their own free volition and without any element of coercion:

1. The landlord agreed to withdraw the 10 Day Notice dated July 18, 2018.
2. The landlord agreed to pay to the tenant the amount of \$100.00 for the filing fee for this Application
3. Both parties agreed that these particulars comprise the full settlement of all aspects of the tenant's current Application arising out of the 10 Day Notice dated July 18, 2018.

Conclusion

The 10 Day Notice dated July 18, 2018, is withdrawn and is of no force or effect.

This tenancy continues until it is ended in accordance with the *Act*.

In order to implement the above monetary settlement reached between the parties and pursuant to section 72 of the *Act*; I order that the tenant may reduce the amount of rent paid to the landlord in the amount of \$100.00 from a future rent payment on one occasion.

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: September 05, 2018

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Residential Tenancy Branch