



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      CNR, FFT, OLC

### Introduction

This hearing convened as a result of a Tenants' Application for Dispute Resolution wherein the Tenants sought to cancel a 10 Day Notice to End Tenancy for Unpaid Rent or Utilities issued on June 15, 2018 (the "Notice"), an Order that the Landlords comply with the *Residential Tenancy Act*, the *Residential Tenancy Regulation* and the residential tenancy agreement as well as recovery of the filing fee.

The hearing was scheduled for 9:30 a.m. on September 6, 2018.

Both parties called into the hearing and were provided the opportunity to present their evidence orally and in written and documentary form and to make submissions to me.

The parties agreed that all evidence that each party provided had been exchanged. No issues with respect to service or delivery of documents or evidence were raised.

### Settlement and Conclusion

During the hearing the parties reached a comprehensive settlement. Pursuant to section 63 of the *Act*, I record their agreement in this my decision and resulting Order. As the parties resolved matters by agreement I make no findings of fact or law with respect to their relative claims.

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.

The terms of the settlement are as follows

1. The Tenants will vacate the rental unit by no later than **1:00 p.m. on September 9, 2018.**
2. The Landlords are entitled to an Order of Possession effective **1:00 p.m. on September 9, 2018.** This Order may be filed in the Supreme Court and enforced as an order of that Court.
3. The Landlords may retain the security deposit of \$250.00 as payment for rent from September 1 to 9, 2018.
4. The parties will perform a move out Condition Inspection at 1:00 p.m. on September 9, 2018. The Landlord D.K. Sr. and the Tenant, C.P., will participate in the inspection.

Should the Tenants not vacate the rental unit by 1:00 p.m. on September 9, 2018, I grant the Landlords liberty to apply for a further Monetary Order, including the full month's rent for September 2018.

This decision is final and binding on the parties, except as otherwise provided under the Act, and 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 6, 2018

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Residential Tenancy Branch