



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC, MT

Introduction

This hearing convened as a Tenant's Application for Dispute Resolution, filed on September 28, 2018, the Tenant requested an Order canceling a 1 Month Notice to End Tenancy for Cause issued on August 24, 2018 (the "Notice") as well as more time pursuant to section 66(1) of the *Act* to make such an application.

The hearing was conducted by teleconference at 11:00 a.m. on November 8, 2018.

Both parties appeared at the hearing. The hearing process was explained and the participants were asked if they had any questions. Both parties were provided the opportunity to present their evidence orally and in written and documentary form, and make submissions to me.

Settlement and Conclusion

During the hearing the parties resolved matters by mutual agreement. The terms of their agreement is recorded in this my Decision and Order pursuant to section 63 of the *Residential Tenancy Act* and Rule 8.4 of the *Residential Tenancy Branch Rules of Procedure*. 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 their settlement follow.

Settlement and Conclusion

1. The tenancy shall end and the Tenant shall vacate the rental unit by no later than 1:00 p.m. on December 31, 2018.
2. The Landlord is granted an Order of Possession effective 1:00 p.m. on December 31, 2018. The Landlord must serve the Order on the Tenant as soon as possible and may if necessary, file and enforce the Order in the B.C. Supreme Court.
3. Should the Tenant secure alternate accommodation prior to December 31, 2018, the Tenant shall be at liberty to end his tenancy early by giving the Landlord 10 days' notice.

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: November 08, 2018

Residential Tenancy Branch