



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNSD FF

Introduction

This hearing was convened as a result of the Tenant's Application for Dispute Resolution. A hearing by telephone conference was held on January 22, 2019. The Tenant applied for the return of the security and pet deposit, pursuant to the *Residential Tenancy Act* (the *Act*).

Both sides were present at the hearing. All parties provided testimony and were given a full opportunity to be heard, to present evidence and to make submissions.

I have reviewed all oral and written evidence before me that met the requirements of the Rules of Procedure. However, only the evidence relevant to the issues and findings in this matter are described in this Decision.

Settlement Agreement

During the hearing, a mutual agreement was discussed and both parties agreed to settle all remaining issues with respect to the tenancy, in full, as laid out below.

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.

Given the agreement reached between the parties during the proceedings, I find that the parties have settled their dispute and the following records this settlement as a decision:

- The Tenant withdraws his application in full.

- The Landlord will pay the Tenant \$100.00, and will send a cheque to the Tenant within a week of this hearing date. If the Landlord does not do this, the Tenant can enforce the monetary order issued with this decision.
- The Landlord and the Tenant both agree that this settlement agreement settles all issues with respect to the tenancy, in full, and neither party will file any further applications.
- These terms comprise the full and final settlement of all aspects of this tenancy for both parties.

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 all aspects of this tenancy.

Conclusion

The Tenant withdraws his application, in full, in pursuit of this settlement agreement.

In support of the agreement described above, the Tenant is granted a monetary order pursuant to Section 67 in the amount of **\$100.00**. This order must be served on the Landlord. If the Landlord fails to comply with this order the Tenant may file the order in the Provincial Court (Small Claims) and be enforced as an order of that Court.

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: January 23, 2019

Residential Tenancy Branch