



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC

Introduction

This hearing dealt with the tenant's application pursuant to the Residential Tenancy Act (the "*Act*") for cancellation of the landlord's One Month Notice to End Tenancy for Cause (the "One Month Notice").

Tenant, tenant's advocate, NA and tenant's witness, BH attended the hearing for the tenant. Landlord's representative, SH appeared on behalf of the landlord. Both parties attended the hearing and had full opportunity to provide affirmed testimony, present evidence, cross examine the other party, and make submissions. The tenant testified that she served the Notice of Hearing and Application for Dispute Resolution and her evidence by registered mail. A copy of the Canada Post tracking number is referenced on the first page of this decision. The landlord acknowledged receipt of the tenant's Notice of Hearing and Application for Dispute Resolution and the tenant's evidence. Neither party raised issues of service. I find the parties were served in accordance with the *Act*.

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

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 the

hearing, the parties discussed the issues between them, 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 tenants shall pay the entire rent by the first day of each month, starting with April 1, 2019.
- 2) The landlord's One Month Notice is cancelled and is of no force or effect. This tenancy shall continue until it ends according to the *Act*.

These terms comprise the full and final settlement of all aspects of ~~these~~this applications for both parties.

Based on the above, I find that all matters between these parties raised in this application is resolved pursuant to the above agreed terms.

Conclusion

I find that all matters between these parties raised in this application is resolved pursuant to the above agreed terms.

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: March 14, 2019

Residential Tenancy Branch