



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes **FFL MNDL-S MNRL-S**

FFT MNSD

Introduction

This hearing dealt with applications from both the landlord and the tenant pursuant to the Residential Tenancy Act (“Act”).

The landlord applied for:

- Authorization to recover the filing fee for this application from the tenant pursuant to section 72;
- A monetary order for damages to the rental unit and authorization to retain the security deposit pursuant to sections 68 and 38; and
- A monetary order for rent and/or utilities and authorization to retain a security deposit pursuant to sections 38 and 67.

The tenant applied for:

- Authorization to recover the filing fee for this application from the landlord pursuant to section 72; and
- An order for the return of a security deposit or pet damage deposit pursuant to section 38.

Both parties attended the hearing. The parties acknowledged the exchange of evidence and stated there were no concerns with timely service of documents and were prepared to deal with the matters of the applications.

Settlement

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 landlord and the tenant agree to withdraw their respective applications.**
- 2. By July 5, 2019, the landlord will provide the tenant with rent receipts for the months from September 2017 to February 2019. The receipts are to include the address of the rental unit, the name of the landlord and the landlord's signature.**
- 3. Neither party will commence proceedings against the other party regarding this tenancy with the Residential Tenancy Branch.**

Both parties testified that they understood and agreed to the above terms, free of any duress or coercion. Both parties testified that they understood and agreed that the above terms are legal, final, binding and enforceable, which settle all aspects of this dispute.

Conclusion

The landlord's application is withdrawn in accordance with Rule 5 of the Residential Tenancy Branch Rules of Procedure.

The tenant's application is withdrawn in accordance with Rule 5 of the Residential Tenancy Branch Rules of Procedure.

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: June 21, 2019

Residential Tenancy Branch