



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Decision Codes: FFL, MNDCL

Introduction

The Application for Dispute Resolution filed by the landlord makes the following claims:

- a. A monetary order in the sum of \$408 for the failure to pay a cable bill.
- b. An order to recover the cost of the filing fee

A hearing was conducted by conference call in the presence of both parties. On the basis of the solemnly affirmed evidence presented at that hearing, a decision has been reached. All of the evidence was carefully considered.

Both parties were given a full opportunity to present evidence and make submissions. Neither party requested an adjournment or a Summons to Testify. Prior to concluding the hearing both parties acknowledged they had presented all of the relevant evidence that they wished to present. The parties acknowledged they had received the documents of the other party.

I find that the Application for Dispute Resolution and Notice of Dispute Resolution Hearing was served on the tenant by mailing, by registered mail to where the tenant resides on July 30, 2019. With respect to each of the applicant's claims I find as follows:

Issues to be Decided

The issues to be decided are as follows:

- a. Whether the landlord is entitled to a monetary order and if so how much?
- b. Whether the landlord is entitled to recover the cost of the filing fee?

Background and Evidence:

The parties entered into a written tenancy agreement that provided that the tenancy would start on February 22, 2018. The tenancy agreement provided that the tenant(s) would pay a subsidized rent of \$320 per month payable in advance on the first day of each month. The tenant paid a security deposit of \$160 at the start of the tenancy.

The tenant signed an agreement in which he agreed to pay the landlord \$34 per month for Shaw Class TV. The landlord testified the tenant has failed to pay this sum for 13 months. He is now paying it. The tenant testified he believed it was being paid on his behalf by welfare.

Settlement:

The parties reached a settlement and they asked that I record the settlement pursuant to section 63(2) of the Residential Tenancy Act as follows:

- a. The tenant shall pay to the landlord the sum of \$340 in full satisfaction of this claim.
- b. The Tenant shall make the following payments to satisfy this debt:
 - The sum of \$100 on or before November 22, 2019.
 - The sum of \$100 on or before December 22, 2019.
 - The sum of \$100 on or before January 22, 2020.
 - The sum of \$40 on or before February 22, 2019.
- c. This is a full and final settlement of all claims brought by the landlord in this application.

Monetary Order and Cost of Filing fee

As a result of the settlement I ordered that the Tenant shall pay the landlord the sum of \$340 with payments as follows:

- The sum of \$100 on or before November 22, 2019.
- The sum of \$100 on or before December 22, 2019.
- The sum of \$100 on or before January 22, 2020.
- The sum of \$40 on or before February 22, 2019.

Should the respondent fail to comply with this Order, the Order may be filed in the Small Claims division of the Provincial Court and enforced as an Order of that Court.

This decision is final and binding on the parties.

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 14, 2019

Residential Tenancy Branch