



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding YALE MANOR LTD and
[tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNR
 OPR-DR, FFL

Introduction

This hearing was convened by way of conference call concerning applications made by the tenant and by the landlord. The tenant has applied for an order cancelling a notice to end the tenancy for unpaid rent or utilities. The landlord has applied by way of the Direct Request process for an Order of Possession for unpaid rent or utilities and to recover the filing fee from the tenant for the cost of the application, which was referred to this participatory hearing.

Both parties attended the hearing, during which the parties agreed to settle this dispute in the following terms:

1. the landlord will have an Order of Possession effective at 1:00 p.m. on September 25, 2021 and the tenancy will end at that time;
2. the tenant will leave the rental unit in good condition.

The parties agreed that this settlement was made on a voluntary basis and the parties understood the nature of this final agreement.

Since the parties have settled this dispute, I decline to order that the landlord recover the filing fee from the tenant.

Conclusion

For the reasons set out above, and by consent, I hereby grant an Order of Possession in favour of the landlord effective at 1:00 p.m. on September 25, 2021 and the tenancy will end at that time.

The landlord's application for recovery of the filing fee from the tenant is hereby dismissed.

This order is final and binding and may be enforced.

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: September 14, 2021

Residential Tenancy Branch