



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC-MT
 OPR-DR, MNR-DR, FFL

Introduction

This hearing was convened by way of conference call concerning applications made by the tenant as against the landlord, and by the landlord as against 3 tenants.

The tenant has applied for more time than prescribed to dispute a notice to end the tenancy and for an order cancelling a notice to end the tenancy for cause.

The landlord has applied for an Order of Possession and a monetary order for unpaid rent or utilities; and to recover the filing fee from the tenants. The landlord's application was made by way of the Direct Request process which was adjourned to this participatory hearing, joined to be heard with the tenant's application.

The landlord and 2 of the named tenants attended the hearing, during which the parties agreed that the tenancy has ended. Therefore, I dismiss the tenant's application in its entirety, and I dismiss the landlord's application for an Order of Possession.

During the course of the hearing the parties agreed to settle the remaining application of the landlord; the landlord will have a monetary order in the amount of \$1,998.33 as against the tenants (KN and KB), and I so order. This order may be filed in the Provincial Court of British Columbia, Small Claims division as a judgment.

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 this matter.

Since the parties have settled this dispute I decline to order that either party recover the filing fees.

Conclusion

For the reasons set out above, the landlord's application for an Order of Possession is hereby dismissed without leave to reapply.

The tenant's application for more time to dispute a notice to end the tenancy and for an order cancelling a notice to end the tenancy is hereby dismissed without leave to reapply.

By consent, I hereby grant a monetary order in favour of the landlord as against the tenants pursuant to Section 67 of the *Residential Tenancy Act* in the amount of \$1,998.33.

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: January 06, 2022

Residential Tenancy Branch