



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC, FFT

Introduction

This hearing convened as a result of a Tenant's Application for Dispute Resolution, filed on August 9, 2021, wherein the Tenant sought to cancel a 1 Month Notice to End Tenancy for Cause as well as recovery of the filing fee.

The hearing of the Tenant's Application was scheduled for teleconference and occurred on December 13, 2021 January 17, 2022. Both parties called into the hearings. The Tenant was assisted by her son B.R. The Landlord was assisted by his daughter, S.M. at the December 13, 2021 hearing. The hearing process was explained and the participants were asked if they had any questions. Both parties were provided the opportunity to present their evidence orally and in written and documentary form, and make submissions to me.

Settlement and Conclusion

During the hearing on January 17, 2022, the parties resolved matters by mutual agreement. The terms of their agreement is recorded in this my Decision and Order pursuant to section 63 of the *Residential Tenancy Act* and Rule 8.4 of the *Residential Tenancy Branch Rules of Procedure*. As the parties resolved matters by agreement I make no findings of fact or law with respect to their relative claims.

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. The terms of their settlement follow.

1. The Tenant shall list her manufactured home for sale by no later than February 15, 2022 and shall make her best efforts to sell her manufactured home.
2. Should the Tenant be unable to sell her manufactured home, she shall ensure it is moved from the manufactured home park by no later than 1:00 p.m. on May 31, 2022. This date may be extended by the written agreement of the parties.
3. The Landlord is granted an Order of Possession effective May 31, 2022. The Landlord must serve the Order on the Tenant as soon as possible and may if necessary, file and enforce the Order in the B.C. Supreme Court.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under Section 9.1(1) of the *Manufactured Home Park Tenancy Act*.

Dated: January 24, 2022

Residential Tenancy Branch