



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes RPP, FFT

Introduction

This hearing convened as a result of a Tenant's Application for Dispute Resolution, filed on October 13, 2022, wherein the Tenant sought an Order for return of his personal possessions and recovery of the filing fee.

The hearing of the Tenant's Application was scheduled for 11:00 a.m. on December 12, 2022. Both parties called into the hearing, as did the Landlord's spouse, A.T. 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 the parties resolved the matters raised in the Tenant's Application 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 the matters raised in the Tenant's Application filed October 13, 2022.

The terms of their settlement follow.

1. The Tenant shall retrieve his personal possessions from the Landlord's property by no later than 4:00 p.m. on December 17, 2022. The parties agree that the Tenant shall attend the residence with movers and a moving vehicle sufficient to transport approximately 500 square feet of belongings.
2. The parties agree to minimize any verbal interactions on December 17, 2022 with a goal to reducing any conflict.
3. Should the Tenant not attend the Landlord's property by 4:00 p.m. on December 17, 2022 as agreed, the Landlord shall be at liberty to dispose of the Tenant's belongings.
4. The Tenant's request for monetary compensation for recovery of the filing fee is dismissed with leave to reapply.
5. Either party may file an application for monetary compensation from the other provided they comply with section 60 of the *Residential Tenancy Act*.

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: December 12, 2022

Residential Tenancy Branch