



# Dispute Resolution Services

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Residential Tenancy Branch  
Ministry of Housing

## **DECISION**

Dispute Codes      MNDL-S, FFL

### Introduction

This hearing dealt with an Application for Dispute Resolution (the Application) filed by the Landlord under the Residential Tenancy Act (the Act) on June 2, 2022, seeking:

- Compensation for damage to the rental unit;
- Retention of the security and/or pet damage deposit(s); and
- Recovery of the filing fee.

The hearing was convened by telephone conference call at 1:30 P.M. on February 14, 2023, and was attended by the Landlord and the Tenant. All parties provided affirmed testimony. As the Tenant acknowledged service of the Notice of Dispute Resolution Proceeding (NODRP), and raised no concerns with regards to the date or method of service, the hearing therefore proceeded as scheduled.

The parties were advised that pursuant to rule 6.10 of the Rules of Procedure, interruptions and inappropriate behavior would not be permitted and could result in limitations on participation, such as being muted, or exclusion from the proceedings. The parties were asked to refrain from speaking over me and one another and to hold their questions and responses until it was their opportunity to speak. The parties were also advised that personal recordings of the proceeding were prohibited under the Rules of Procedure and confirmed that they were not recording the proceedings.

### Settlement

The opportunity for settlement was discussed with the parties during the hearing. The parties were advised during the hearing that there is no obligation to resolve the dispute through settlement, but that pursuant to section 63 of the Act, I could assist the parties

to reach an agreement, which would be documented in my Decision and supporting order. During the hearing, the parties mutually agreed to settle this matter as follows:

1. The parties agree that the Landlord owes the Tenant \$1,075.00, and the Landlord agrees to pay the Tenant this amount.
2. The parties agree that this constitutes full and final settlement of all matters between them in relation to the tenancy.

This settlement agreement was reached in accordance with section 63 of the Act.

### Conclusion

I order the parties to comply with the terms of the mutual settlement agreement described above.

In support of the settlement described above, and with the agreement of the parties, I grant the Tenant a Monetary Order in the amount of **\$1,075.00**, and I order the Landlord to pay this amount to the Tenant. The Tenant is provided with this Order in the above terms, and this Order must be served on the Landlord as soon as possible. Should the Landlord fail to comply with this Order, this order may be filed in the Small Claims division of the British Columbia Provincial Court and enforced as an order of that 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 *Residential Tenancy Act*.

Dated: February 14, 2023

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Residential Tenancy Branch