



Dispute Resolution Services

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Residential Tenancy Branch
Ministry of Housing

A matter regarding VERNON NATIVE HOUSING
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes MNDC MNR FF

Introduction

This hearing was convened as a result of the Landlord's Application for Dispute Resolution. A hearing by telephone conference was held on March 28, 2023. The Landlord applied for multiple remedies, pursuant to the *Residential Tenancy Act* (the *Act*).

Both sides were present at the hearing and provided affirmed testimony. All parties provided testimony and were given a full opportunity to be heard, to present evidence and to make submissions. Both parties confirmed receipt of each other's documentary evidence.

I have reviewed all oral and written evidence before me that met the requirements of the Rules of Procedure. However, only the evidence relevant to the issues and findings in this matter are described in this Decision.

Settlement Agreement

During the hearing, a mutual agreement was discussed and the Landlord agreed to withdraw the application in pursuit of the following settlement agreement. The Tenant consented to this.

Pursuant to section 63 of the *Act*, the Arbitrator may assist the parties to settle their dispute and if the parties settle their dispute during the dispute resolution proceedings, the settlement may be recorded in the form of a decision or an order.

Given the agreement reached between the parties during the proceedings, I find that the parties have settled their dispute and the following records this settlement as a decision:

- The Landlord withdraws the application in full
- The Tenant agrees that the Landlord may retain the security deposit, in full, and the Tenant also agrees to pay the Landlord an additional \$591.00.
 - A monetary order will be issued to support this
- This settles all matters relating to the security deposit, and all monetary matters resulting from the tenancy.
- These terms comprise the full and final settlement of all aspects of this dispute for both parties.

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.

Conclusion

The Landlord is granted a monetary order pursuant to Section 67 in the amount of **\$591.00**. This order must be served on the Tenants. If the Tenants fail to comply with this order the Landlord may file the order in the Provincial Court (Small Claims) and be 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: March 29, 2023

Residential Tenancy Branch