



# Dispute Resolution Services

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Residential Tenancy Branch  
Ministry of Housing

## **DECISION**

Dispute Codes      Tenant: MNETC FF  
Landlord: MND MNSD FF

### Introduction

This hearing dealt with cross Applications for Dispute Resolution filed by the parties.

The Landlord and the Tenants both attended the hearing and provided affirmed testimony.

During the hearing, the Landlord stated that he failed to serve his Notice of Dispute Resolution Proceeding to the Tenants. As the Landlord failed to serve his Notice of Dispute Resolution Proceeding to the Tenants, I hereby dismiss that application, in full, with leave to reapply. I note the Landlord stated he returned the security deposit, and the Tenants did not refute this.

The hearing proceeded and only the Tenants' application was discussed, and settled, as follows.

### Settlement Agreement

During the hearing, the Tenants agreed to withdraw their application in full in pursuit of the settlement agreement listed below.

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 will pay the Tenants \$13,800.00.
- This amount is due and payable immediately. However, the parties may wish to discuss payment arrangements prior to enforcing any monetary order.
- Both parties agree that all monetary issues between the parties with respect to this application are settled in full.

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 Tenants are granted a monetary order pursuant to Section 67 in the amount of **\$13,800.00**. This order must be served on the Landlords. If the Landlords fail to comply with this order the Tenants 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: April 5, 2023

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Residential Tenancy Branch