



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Ministry of Housing

DECISION

Dispute Codes MNSDP-DR, FFT
 MNDL-S, FFL

Introduction

This hearing dealt with an Application for Dispute Resolution that was filed by the Tenant (the Tenant's Application) under the *Residential Tenancy Act* (the Act) on July 21, 2022, seeking:

- The return of their security deposit; and
- Recovery of the filing fee.

This hearing also dealt with a Cross-Application for Dispute Resolution that was filed by the Landlord (the Landlord's Application) under the Act on July 21, 2022, seeking:

- Retention of the Tenant's security deposit; and
- Recovery of the filing fee.

The hearing was convened by telephone conference call at 1:30 pm on April 18, 2023, and was attended by the Tenant and the Landlord. All testimony provided was affirmed.

Settlement

The opportunity for settlement was discussed with the parties during the hearing. The parties were advised on several occasions 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 may retain \$160.00 from the security deposit.

2. The parties agree that the remaining \$240.00 balance is to be returned to the Tenant via e-transfer within the next 6 weeks.

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 \$240.00. Should the Landlord fail to comply with the settlement agreement, this order may be served on the Landlord, filed in the Small Claims Court of British Columbia, 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 Act.

Dated: April 18, 2023

Residential Tenancy Branch