



Dispute Resolution Services

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Residential Tenancy Branch
Ministry of Housing

DECISION

Dispute Codes CNL MNDC PSF FF

Introduction

This hearing was convened as a result of a cross-Application for Dispute Resolution. A hearing by telephone conference was held on April 6, 2023, and May 26, 2023. Both parties applied for multiple remedies, pursuant to the *Residential Tenancy Act* (the *Act*).

Both sides were present at the hearings 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 documents and evidence, and no service issues were raised.

Both parties agreed to bring forward and settle a future hearing, scheduled for October 30, 2023, as part of this proceeding.

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.

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 Landlords withdraw their application, set for a hearing on October 30, 2023, in full (file number noted on the front page).
 - That hearing has been cancelled and removed from the hearing calendar
- The Tenants withdraw their application in full.
- The Landlord will pay the Tenant \$500.00, forthwith.
- This settles all monetary matters resulting from the tenancy, in full, including the security deposit.
- 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 Tenant is granted a monetary order pursuant to Section 67 in the amount of **\$500.00**. This order must be served on the Landlord. If the Landlord fails to comply with this order the Tenant 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: May 30, 2023

Residential Tenancy Branch