



Dispute Resolution Services

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Residential Tenancy Branch
Ministry of Housing

DECISION

Dispute Codes CNL, FFT
 CNL, FFT

Introduction

This hearing convened as a result of two Tenants' Applications for Dispute Resolution filed on March 22, 2023 and April 5, 2023 respectively, wherein the Tenants sought to cancel a 2 Month Notice to End Tenancy for Landlord's Use, issued on March 13, 2023 (the "Notice") as well as recovery of the filing fee.

The hearing of the Tenants' Application was originally scheduled for June 29, 2023 and continued on August 15, 2023. On June 29, 2023 the following were in attendance:

- K.D., the Tenant's Agent;
- J.C., representative of the corporate landlord;
- A.L., the corporations' lawyer;
- A.K., A.L.'s summer student;
- R.S., the purchaser of the property; and
- J.H., a witness for the Landlord.

At the August 15, 2023 hearing the following were in attendance:

- B.L., the Tenant;
- K.D., the Tenant's Agent;
- A.M., the captioner;
- J.C., representative of the corporate landlord;
- A.L., the corporations' lawyer;
- R.S., the purchaser of the property; and
- C.Z., who identified himself as the Landlord.

Both parties were provided the opportunity to present their evidence orally and in written and documentary form and to make submissions to me. The parties agreed that all evidence that each party provided had been exchanged. No issues with respect to service or delivery of documents or evidence were raised.

Settlement and Conclusion

During the hearing on August 15, 2023, the parties resolved matters by mutual agreement. The terms of their agreement is recorded in this my Decision and Order pursuant to section 63 of the *Residential Tenancy Act* and Rule 8.4 of the *Residential Tenancy Branch Rules of Procedure*. As the parties resolved matters by agreement, I make no findings of fact or law with respect to their relative claims. 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. The terms of their settlement are as follows:

1. The tenancy shall end, and the Tenants shall vacate the rental unit by no later than **1:00 p.m. on September 1, 2023**.
2. The Landlord is granted an Order of Possession effective **1:00 p.m. on September 1, 2023**. The Landlord must serve the Order on the Tenants as soon as possible and may, if necessary, file and enforce the Order in the B.C. Supreme 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: August 16, 2023

Residential Tenancy Branch