



Dispute Resolution Services

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Residential Tenancy Branch
Ministry of Housing

DECISION

Dispute Codes CNR, RR, FFT, CNC, OLC

Introduction

This hearing was scheduled to convene at 9:30 a.m. on July 8, 2024 concerning an application made by the tenants seeking an order cancelling a notice to end the tenancy for unpaid rent or utilities; an order reducing rent for repairs, services or facilities agreed upon but not provided and to recover the filing fee from the landlord for the cost of the application. The tenants have also applied to amend the application seeking an order cancelling a notice to end the tenancy for cause; and for an order that the landlord comply with the *Residential Tenancy Act*, regulation or tenancy agreement.

One of the named tenants attended the hearing and represented the other named tenant. The landlord also attended, however left the call and was represented at the hearing by a person introduced as a co-landlord.

At the commencement of the hearing the co-landlord indicated that the tenants have not served the landlord with the Notice of Dispute Resolution Proceeding or any evidentiary material. That was not disputed by the tenant. Therefore, I dismiss the tenants' application in its entirety without leave to reapply.

However, the parties agreed that the tenancy will end on September 1, 2024 at 1:00 p.m. and the landlord will have an order of possession effective at that date and time. 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 tenants must be served with the order of possession, which may be filed for enforcement in the Supreme Court of British Columbia.

Conclusion

For the reasons set out above, the tenants' application is hereby dismissed in its entirety without leave to reapply.

By consent, I hereby grant an order of possession in favour of the landlord effective at 1:00 p.m. on September 1, 2024 and the tenancy will end at that time.

This order is final and binding and may be enforced.

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: July 08, 2024

Residential Tenancy Branch