



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes

Tenants: MNSD FF

Landlord: MNDC MND MNR MNSD FF

Introduction

This hearing dealt with cross Applications for Dispute Resolution filed by the parties. The participatory hearing was held, via teleconference, on December 11, 2020, and March 4, 2021. Both parties applied for multiple remedies under the *Residential Tenancy Act* (the “Act”).

Both parties attended the hearing and provided testimony. Each person was provided the opportunity to present evidence orally and in written and documentary form, and to make submissions to me.

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

At the end of the second hearing, a mutual agreement was discussed and both parties agreed to withdraw their applications, in full, as long as the other party dropped their monetary claim.

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 in full
- The Tenants withdraw their application in full.
- The Landlords hold a security deposit of \$1,350.00, and a pet deposit of \$1,350.00, currently.
- Both parties agree the Landlords are entitled to retain \$1,350.00 from the deposits, and they are to return the remaining \$1,350.00, forthwith.
- These terms comprise the full and final settlement of all aspects of this dispute for both parties.
- Both parties confirm that this settles all monetary matters resulting from this tenancy, 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

Both parties withdraw their application, in full, in pursuit of this settlement agreement.

The Tenants are granted a monetary order pursuant to 67 in the amount of **\$1,350.00**. This order must be served on the Landlords. If the Landlords fail 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 Order **must** be read in conjunction with the above mutual settlement agreement and the Tenants **must not** seek to enforce this Order on the Landlords, unless the Landlords fail to meet the conditions of the payment plan.

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: March 4, 2021

Residential Tenancy Branch