

Residential Tenancies Board

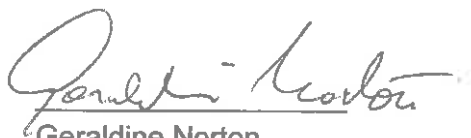
Determination Order

Ref: DR0819-56619

In the matter of Emer Rockett and Kevin Rockett [Applicant Landlords] and Ray Rosenstock [Respondent Tenant] the Residential Tenancies Board, in accordance with section 121 of the Residential Tenancies Act 2004, determines that:

1. The Notice of Termination served on the 14 September 2018 by the Applicant Landlords on the Respondent Tenant in respect of the tenancy of the dwelling at 23B Clarinda Park West, Dun Laoghaire, Co. Dublin, is valid.
2. The Respondent Tenant, and any other person/s residing in the above dwelling, shall vacate and give up possession of the above dwelling within 56 days of the date of issue of this Order.
3. The Respondent Tenant shall pay the total sum of €1100.26 to the Applicant Landlords, by way of 4 consecutive monthly installments at the rate of €250 per month, to be paid on or before the 28th day of each month, followed by one further installment of €100.26, to be paid on or before the 28th day of the 5th month, commencing in the month immediately following the month of issue of this Order. This sum represents rent arrears of €1100.26, in respect of the tenancy of the above dwelling.
4. The enforcement of this Order for such payment of €1100.26 will be deferred and the total sum owing will be reduced by the cumulative sum paid in the monthly instalments by the Respondent Tenant to the Applicant Landlords, on each due date, until such time as the total sum of €1100.26 has been paid in full.
5. For the avoidance of doubt, any default in the payment of any of the monthly instalments shall act to cancel any further deferral and the balance due at the date of default of any such monthly payment shall immediately become due and owing to the Applicant Landlords.
6. The Respondent Tenant shall also pay any further rent outstanding from the 24 September 2019, being the date of the hearing, to the Applicant Landlords, at the rate of €615 per month or proportionate part thereof at the rate of €20.22 per day, unless lawfully varied, together with any other charges provided for under the terms of the tenancy agreement, for each month or part thereof, until such time as he vacates the above dwelling.
7. The Applicant Landlords shall refund the entire of the security deposit of €525 to the Respondent Tenant, upon the Respondent Tenant vacating and giving up possession of the above dwelling, less any amounts properly withheld in accordance with the provisions of the Act.

This Order was made by the Residential Tenancies Board on 28 November 2019.

A handwritten signature in black ink, appearing to read 'Geraldine Norton', written in a cursive style.

Geraldine Norton

Higher Executive Officer

Duly authorised to sign on behalf of the Director