

In the matter of an appeal pursuant to the  
*Employment Standards Act* R.S.B.C 1996, c. 113

**BETWEEN:**

John D. Edwards  
("Edwards")

**AND:**

631825 B.C. Ltd. operating as Burrowing Owl  
("the Burrowing Owl")

**ADJUDICATOR:** Norma Edelman

**FILE No.:** 2003A/56

**DATE OF CONSENT ORDER:** July 8, 2003

## CONSENT ORDER

**WHEREAS** the Employment Standards Tribunal (the “Tribunal”) has received an appeal of a Determination dated January 29, 2003 pursuant to Section 112 of the *Employment Standards Act* (the “Act”);

**AND WHEREAS** the Tribunal has issued Decision BC EST #D155/03 rendered by Adjudicator David B. Stevenson on May 6, 2003;

**AND WHEREAS** that Decision ordered that the Determination dated January 29, 2003 be cancelled and the matter referred back to the Director of Employment Standards (the “Director”);

**AND WHEREAS** Counsel for the Director has informed the Tribunal, that the John D. Edwards and 631825 B.C. Ltd. operating as Burrowing Owl have agreed on the terms of a settlement agreement and have signed their respective copies of the agreement;

**AND WHEREAS** the undersigned was appointed as an Adjudicator of the Tribunal pursuant to Section 102(2) of the *Act* to deal with this matter;

**AND WHEREAS** the Tribunal is satisfied that the terms of the settlement are not contrary to the *Act*, or the *Regulation*, and the parties have requested the Tribunal to issue the following Consent Order:

**NOW THEREFORE, PURSUANT TO SECTION 115 OF THE ACT, THE TRIBUNAL MAKES THE FOLLOWING ORDER BY CONSENT:**

The Determination dated January 29, 2003 and the Tribunal’s Decision BC EST #D155/03 are both cancelled.

**DATED AND EFFECTIVE** at Vancouver, British Columbia, this 8<sup>th</sup> day of July, 2003.

Norma Edelman  
Adjudicator  
Employment Standards Tribunal