



Civil Resolution Tribunal

Date Issued: August 28, 2024

File: SC-2023-013165

Type: Small Claims

Civil Resolution Tribunal

Indexed as: *Adegbesan v. Akinola*, 2024 BCCRT 795

B E T W E E N :

ADEDIMEJI ADEYINKA ADEGBESAN

APPLICANT

A N D :

OLUWATOYIN AKINNOLA

RESPONDENT

FINAL DECISION

Tribunal Member:

Eric Regehr, Vice Chair

Date of Hearing:

August 19, 2024

1. This dispute was about a failed used vehicle purchase. Adedimeji Adeyinka Adegbesan paid Oluwatoyin Akinola \$3,500 towards a used vehicle. The total purchase price was to be \$5,000. Mr. Adegbesan decided he did not want to

complete the purchase. Ms. Akinnola agreed to take the vehicle back and refund the \$3,500 once she sold it to someone else.

2. Mr. Adegbesan became concerned about how long the refund was taking, so he started this Civil Resolution Tribunal (CRT) dispute seeking immediate payment of the refund. Ms. Akinnola agreed that she owed the refund, but said she still had not sold the vehicle because of this ongoing legal proceeding. The parties each represented themselves.
3. The CRT has jurisdiction over small claims brought under section 118 of the *Civil Resolution Tribunal Act* (CRTA). CRTA section 39 says the CRT has discretion to decide the format of the hearing. The parties agreed to participate in a mediation-arbitration via videoconference, which took place on August 19, 2024. They did not settle their dispute during mediation, so I converted the mediation to an oral hearing and made a final decision. I provided my decision orally, with reasons, that day.
4. Section 46(3) says that when the CRT gives oral reasons, it only needs to produce formal written reasons if a party requests them. The CRT gave the parties seven days to request formal written reasons, and neither party did so. So, I have not prepared formal written reasons. CRTA section 85(1) requires the CRT to publish all final decisions but does not require the CRT to publish a record of oral reasons. So, this final decision does not include my reasons.
5. I found in favour of Mr. Adegbesan, and I ordered Ms. Akinnola to pay him a total of \$3,625, broken down as \$3,500 in debt and \$125 in CRT fees, within 60 days of my decision. Mr. Adegbesan waived prejudgment interest under the *Court Order Interest Act*. I dismissed his claim for dispute-related expenses.
6. Mr. Adegbesan is entitled to post-judgment interest, as applicable.

7. This is a validated decision and order. Under CRTA section 58.1, a validated copy of the CRT's order can be enforced through the Provincial Court of British Columbia. Once filed, a CRT order has the same force and effect as an order of the Provincial Court of British Columbia.

Eric Regehr, Vice Chair