

Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards
Ministry of Housing and Social Development

DECISION AND REASONS

Dispute Codes: *CNC, MT*

Introduction

This hearing dealt with the tenant's application pursuant to section 66 of the *Residential Tenancy Act*, for more time to dispute the notice to end tenancy for cause. The tenant also applied for an order to cancel the notice to end tenancy pursuant to section 47.

The tenant stated that the one month notice to end tenancy for cause was served on the tenant on February 04, 2009. The tenant applied for arbitration on February 06, 2009 which is within the timeline of ten days. Therefore the tenant's application for more time to dispute the notice is not required and hereby dismissed.

The tenant stated that she served the notice of hearing on the landlord, in person on February 12, 2009. Despite having been served the notice of hearing, the landlord did not attend the hearing. The tenant applicant attended the hearing and was given full opportunity to present evidence and make submissions.

At the start of the hearing, the tenant stated that she had moved out of the rental unit on March 01, 2009. Therefore, the tenant's application to cancel the notice to end tenancy is moot.

Conclusion

The tenant's application is dismissed in its entirety.

Dated March 27, 2009.

Dispute Resolution Officer