

DECISION

Dispute Codes CNC

Introduction

This hearing dealt with the Tenant's Application for Dispute Resolution, seeking to cancel a Notice to End Tenancy issued by the Landlord.

Both parties appeared, gave affirmed testimony and were provided the opportunity to present their evidence orally and in written and documentary form, and to cross-examine the other party, and make submissions to me.

The Landlord issued the Tenant a Notice to End Tenancy for cause, alleging the Tenant had been smoking in the rental unit. At the outset of her testimony, the Agent for the Landlord explained they had received information that the Tenant had quit smoking.

Based on this information the Landlord and Agent have determined that the Notice should be withdrawn, and the Tenant consented to this.

Therefore, as the Notice to End Tenancy has been withdrawn by and with the consent of the parties, this matter is dismissed.

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: April 21, 2010.

Dispute Resolution Officer