

DECISION

Dispute Codes CNR

Introduction

A substantial amount of documentary evidence and written arguments has been submitted by the parties prior to the hearing. I have thoroughly reviewed all submissions.

I also gave the parties the opportunity to give their evidence orally and the parties were given the opportunity to ask questions of the other parties .

All testimony was taken under affirmation.

Issues(s) to be Decided

This is a request to have a section 46, 10 day Notice to End Tenancy cancelled.

Decision and reasons

The applicant stated that he is requesting to have the 10 day Notice to End Tenancy cancelled because the amount of rent that the landlord put on the notice is more than he actually owes.

The tenant admitted however that he does owe at least \$1300.00 and back rent.

Therefore since the tenant admits that he still owes a substantial amount of rent, I am not willing to set the Notice to End Tenancy aside.

Conclusion

This application is dismissed in full without leave to reapply, and have issued an Order of Possession to the landlord that is enforceable two days after service on the tenant.

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: June 04, 2010.

Dispute Resolution Officer