



Dispute Resolution Services

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Residential Tenancy Branch
Ministry of Housing and Social Development

DECISION

Dispute Codes CNC, FF, O

Introduction

This hearing dealt with the tenant's Application for Dispute Resolution to cancel a notice to end tenancy.

The hearing was conducted via teleconference and was attended by the tenant, his interpreter and the landlord. Each party had a witness available for testimony.

The landlord pointed out during the hearing that the tenant moved out. I confirmed with the tenant that he had in fact moved out on July 31, 2010.

Issues(s) to be Decided

The issues to be decided are whether the tenant is entitled to cancel a notice to end tenancy for cause and to recover the filing fee from the landlord for the cost of the Application for Dispute Resolution, pursuant to sections 47, 67, and 72 of the *Residential Tenancy Act (Act)*.

Conclusion

As the tenant has already moved out there is no need to cancel the notice to end tenancy, I therefore dismiss the tenant's application in its entirety.

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: August 20, 2010.

Dispute Resolution Officer