



Dispute Resolution Services

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Residential Tenancy Branch
Ministry of Public Safety and Solicitor General

DECISION

Dispute Codes FF, MNR, OPL, OPR

Introduction

Some documentary evidence and written arguments has been submitted prior to the hearing. I have thoroughly reviewed all submissions.

I also gave the applicant the opportunity to testify at the hearing.

The respondent was served with notice of the hearing by hand on March 9, 2011, but did not join the conference call that was set up for the hearing.

All testimony was taken under affirmation.

Issue(s) to be Decided

This is a request for an Order of Possession based on a Notice to End Tenancy for non-payment of rent, a request for a monetary order for \$2050.00, and request for recovery of the \$50.00 filing fee.

Background and Evidence

The applicant testified that:

- The tenants had outstanding rent totalling \$2050.00 and therefore on March 2, 2011 he served a 10 day Notice to End Tenancy.

- He had applied for an Order of Possession based on the notice, however the tenants have now vacated the rental unit and returned possession to him and therefore he no longer needs an Order of Possession.
- The tenants still owe \$2050.00 in outstanding rent however, and therefore he is requesting an order for that outstanding rent and his filing fee.

Analysis

The applicant has shown that the tenants have failed to pay rent totalling \$2050.00 and therefore I allow the full claim.

I also allow the claim for recovery of the filing fee.

Conclusion

I have issued a monetary order totalling \$2100.00.

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: March 23, 2011.

Residential Tenancy Branch