



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      CNL, CNC, FF

## **DECISIONS AND REASONS**

This hearing was originally convened on August 9, 2011, to deal with the tenants' application to cancel a landlord's Notice to End Tenancy for Landlord's Use and to cancel a Notice to End Tenancy for Cause.

At that hearing, the parties appeared and presented themselves ready to proceed. However, the tenant also announced that the tenants had most likely secured other accommodations, but would not have confirmation of that fact until the evening of the hearing.

It was decided at that hearing, that the hearing would be adjourned and reconvened to the present day in order that the tenants would have final confirmation of another rental unit.

During the hearing, the tenant stated that the tenants have obtained other living accommodations and were in the process of moving out. The tenant stated that they should be finally moved out no later than August 20, 2011.

The tenant questioned whether he would be receiving compensation for a partial month's rent. However, when queried, the tenant stated that rent for August had not been paid by the tenants.

After being informed that the compensation for one month's rent, allowed him under section 51 of the Residential Tenancy Act (the "Act"), was the August rent and that he would not be entitled to further compensation from the landlord, the tenant then asked about his security deposit.

The landlord's agent stated that the landlord would return the tenants' security deposit.

As the tenants are no longer in need of an order requesting cancellation of the Notices to End Tenancy, I **dismiss** their application, without leave to reapply.

As I have dismissed the tenants' application, I make no findings on the merits of the landlord's Notices.

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 19, 2011.

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Residential Tenancy Branch