

## **Decision**

**Dispute Codes:** DRI, CNC, CNL, FF

### **Introduction**

This hearing was convened in response to an application by the tenants to dispute an additional rent increase / cancellation of a notice to end tenancy for cause / cancellation of a notice to end tenancy for landlord's use of property / and recovery of the filing fee. The tenants participated in the hearing and gave affirmed testimony.

By way of a written submission sent to the Residential Tenancy Branch by facsimile on August 26, 2011, the landlords acknowledged their receipt of the notice of hearing and stated that their intention was not to attend the hearing.

### **Issues to be decided**

- Whether the tenants are entitled to any or all of the above under the Act

### **Background / Evidence / Analysis**

Near the outset of the hearing the tenants testified that they have vacated the unit. In the result, they elected to withdraw all aspects of their application, including recovery of the filing fee, stating that their preference is to put the dispute behind and move forward.

Accordingly, there is presently no requirement for a decision to be issued in which findings are made in relation to the following:

- whether or not the relationship between the parties falls within the jurisdiction of the Act;
- if the relationship between the parties is determined to fall within the jurisdiction of the Act, what was the monthly rent agreed to between the parties, has there been a rent increase and, if so, was proper notice of a rent increase given by the landlords to the tenants, and
- whether the landlords have established that there are grounds to end the tenancy and, if so, have proper notices been issued.

In the event that issues in dispute related to compensation persist, which the parties are unable to resolve between them, and which arise out of their relationship in regard to the provision of accommodation, both parties have the option of filing applications for dispute resolution in future.

**Conclusion**

The tenants' application is withdrawn.

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*.

DATE: August 31, 2011

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Residential Tenancy Branch