



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes: CNR, LRE, FF

Introduction

This hearing dealt with an application by the tenant for an order to set aside a notice to end tenancy for non-payment of rent, to set conditions on the landlord's right to enter the rental unit and for the recovery of the filing fee.

The tenant testified that she served the notice of hearing on the landlord in person on August 31, 2011. Despite having been served the notice of hearing, the landlord did not attend the hearing. The tenant attended the hearing and was given full opportunity to present evidence and make submissions.

The tenant informed me that the tenancy had ended on August 31, 2011 and she had moved out of the rental unit. Therefore her application to cancel the notice to end tenancy is moot and accordingly dismissed. Since the tenancy has ended, the tenant's application to set conditions on the landlord's right to enter the rental unit is also moot. The tenant moved out by prior to the date of this hearing and therefore must bear the cost of filing her application.

Conclusion

The tenant's application is dismissed.

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: September 21, 2011.

Residential Tenancy Branch