

## **DECISION**

Dispute Codes      CNC

This is an application filed by the Tenant for an order to cancel the 1 month notice to end tenancy for cause.

The Tenant did not attend the hearing. The Landlord attended the hearing in person and gave testimony. The Landlord stated that the Tenant was still in possession of the rental unit.

As the Tenant has not attended the hearing, the application to cancel the 1 month notice to end tenancy for cause is dismissed. At this time, the Landlord has made an oral request for an order of possession. I find that as the Tenant has abandoned his application to cancel the notice to end tenancy for cause, he has been presumed to accept this notice and the tenancy is at an end on the effective date of the notice on October 17, 2011. The Landlord is granted an order of possession. The Tenant must be served with the order of possession. Should the Tenant fail to comply with the order, the order may be filed in the Supreme Court of British Columbia and enforced as an order of that Court.

### **Conclusion**

The Tenant's application is dismissed.  
The Landlord is granted an order of possession.

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: October 18, 2011.

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Residential Tenancy Branch