



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC MNDC ERP FF

Introduction

This hearing dealt with an Application for Dispute Resolution by the Tenant to cancel a notice to end tenancy for cause, for a monetary order for money owed or compensation for damage or loss under the Act, regulation or tenancy agreement, to order the Landlord to make emergency repairs to the unit site or property, and to recover the cost of the filing fee from the Landlord for this application.

Issue(s) to be Decided

1. Has a valid 1 Month Notice to End Tenancy for Cause (the Notice) been issued and served in accordance with Section 47 of the *Residential Tenancy Act*?
2. Does the Tenant wish to proceed with her application for dispute resolution?

Background and Evidence

At the outset of this hearing the Tenant advised she is in the process of moving out of the rental unit and will be completely moved out and have the unit cleaned and ready for inspection by Saturday November 5, 2011.

The Tenant stated that she has been in communication with the Landlord to work on a settlement agreement as she is requesting that she get her security deposit returned and paid for the painting they have done to the rental unit. She acknowledged that the Landlord stated her requests would be dependent on the move out condition inspection.

The Tenant acknowledged that she did not provide evidence to support her claim for the items she is now seeking and stated she wished to withdraw her application at this time.

Analysis

The Tenant has requested to withdraw her application at this time. As no findings of fact or law have been made I grant the Tenant's withdrawal with leave to reapply.

Conclusion

The application has been withdrawn, with leave to reapply.

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: November 03, 2011.

Residential Tenancy Branch