



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNL, FF

Introduction

This matter dealt with an application by the Tenant to cancel a 2 Month Notice to End Tenancy for Landlord's Use of Property that he claimed (on his application for dispute resolution) that he received on November 3, 2011. Neither party provided a copy of this Notice as evidence at the hearing.

The oral hearing via conference call started at 9:00 a.m. as scheduled, however by 9:10 a.m. the Tenant/Applicant had not dialled into the conference call and as a result, the hearing proceeded in the Tenant's absence. At the beginning of the hearing the Landlord's agent said she recently advised the Tenant that she would withdraw the 2 Month Notice to End Tenancy on condition that he agreed to certain terms.

Conclusion

In the absence of any evidence from the Tenant to the contrary, his application is dismissed without leave to reapply and the 2 Month Notice to End Tenancy for Landlord's Use of Property is withdrawn.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*.

Dated: December 01, 2011.

Residential Tenancy Branch