



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPR MNR FF

Introduction

This hearing dealt with an Application for Dispute Resolution by the Landlord to obtain an Order of Possession for unpaid rent and a Monetary Order for unpaid rent, for money owed or compensation for damage or loss under the Act, regulation, or tenancy agreement, and to recover the cost of the filing fee from the Tenant for this application.

Issue(s) to be Decided

1. Has the Tenant breached the *Residential Tenancy Act*, regulation or tenancy agreement by failing to pay rent?
2. Has the Landlord met the burden of proof to obtain an Order of Possession and a Monetary Order as a result of that breach pursuant to sections 55 and 67 of the *Residential Tenancy Act*?

Background and Evidence

At the outset of the teleconference hearing the Landlord advised that he wished to withdraw his application, with leave to reapply, because the Tenant vacated the property on approximately December 15, 2011, after they had posted a 10 Day Notice to End Tenancy on his door on December 6, 2011. The Tenant has not provided a forwarding address to the Landlord as of yet.

Analysis

The Landlord has withdrawn their application and request leave to reapply at a future date.

The Landlord has withdrawn their application; therefore I decline to award recovery of the filing fee.

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The application has been withdrawn, with leave to reapply.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: January 09, 2012.

Residential Tenancy Branch