



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPL, MNR, MNSD, CNR, FF

Introduction

This conference call hearing was convened in response to two applications for dispute resolution as follows:

By the landlord: as an application for an Order of Possession for Landlord's Use of Property; a Monetary Order for unpaid rent; to keep the security deposit; and to recover the filing fee associated with his application.

By the tenant: as an application for cancellation of a Notice to End Tenancy for Unpaid Rent or Utilities; and to recover the filing fee associated with this application.

Both parties attended the hearing. At the outset, the landlord stated that he could not serve the application package to the tenant and withdrew his Notice.

Conclusion

The landlord's application is withdrawn and as such the tenant's application is cancelled.

Accordingly, I award the tenant recovery of the \$50.00 filing fee and I authorize him to deduct it from the next month's rent payment.

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: March 01, 2012.
