

## **DECISION**

Dispute Codes      O

### Introduction

This is an application filed by the Landlord for an order of possession.

Both parties have attended the hearing by conference call and gave testimony. As both parties have attended the hearing and have confirmed receipt of the notice of hearing and evidence package, I am satisfied that both parties have been properly served.

### Issue(s) to be Decided

Is the Landlord entitled to an order of possession?

### Background, Evidence and Analysis

Both parties agreed that the Tenant gave notice to end the tenancy in a letter to the Landlord dated May 27, 2012 with the intent to vacate on June 30, 2012, which the Landlord accepted. The Landlord has submitted a copy of the notice to vacate. The Tenant also provided notice to end the tenancy between herself and a sub-tenant, H.V. in a letter dated May 27, 2012 to end the tenancy on June 30, 2012. The Landlord has submitted a copy of the notice to end tenancy with the sub-tenant as she also received a copy. The Landlord states that the sub-tenant has failed to comply with the tenant's notice and is still occupying the rental space. The Tenant has confirmed this in her direct testimony. The Landlord wishes to obtain an order of possession.

Based upon the evidence provided by both parties, I am satisfied that the Landlord is entitled to an order of possession. The order must be served on the Tenant. 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 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: August 14, 2012.

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Residential Tenancy Branch