

DECISION

Dispute Codes CNR

Introduction

This is an application filed by the Tenant to cancel a notice to end tenancy for unpaid rent or utilities.

Both parties attended the hearing by conference call and gave undisputed testimony. Neither party submitted any documentary evidence. As such, I am satisfied that both parties have been properly served as deemed under the Act.

Issue(s) to be Decided

Is the Tenant entitled to an order cancelling the notice to end tenancy for unpaid rent?

Background, Evidence and Analysis

The Tenant has applied for an order cancelling a notice to end tenancy for unpaid rent. The Tenant has submitted in his details of dispute that "Have not paid July's Rent recently unemployed looking for work." Both parties have confirmed in their direct testimony that the Tenant was served with a notice to end tenancy. Neither party has submitted a copy of the notice to end tenancy. The Landlord has not filed for dispute resolution or made any requests.

As the Tenant has admitted in his details of dispute and his direct testimony that he has failed to pay rent and has subsequently not paid any rent as of the date of this hearing, the Tenant's application is dismissed without leave to reapply.

Conclusion

The Tenant's application is dismissed without 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: August 27, 2012.

Residential Tenancy Branch