



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      CNC FF, MNDC, O, OLC

### Introduction

A substantial amount of documentary evidence and written arguments has been submitted by the parties prior to the hearing. I have thoroughly reviewed all submissions.

I also gave the parties the opportunity to give their evidence orally and the parties were given the opportunity to ask questions of the other parties.

All testimony was taken under affirmation.

### Issue(s) to be Decided

First of all it is my decision that I will not deal with all the issues that the applicant has put on the application. For claims to be combined on an application they must related.

Not all the claims on this application are sufficiently related to the main issue to be dealt with together.

I therefore will deal with a request to cancel a Notice to End Tenancy and I dismiss the remaining claims, with liberty to re-apply.

### Background and Evidence

On July 4, 2012 the landlord served the tenant with a one month Notice to End Tenancy for cause. The notice was sent by registered mail.

This is an application to cancel the notice, however at the hearing the landlord stated that since the tenant is in the process of selling the rental unit, they are willing to withdraw the Notice to End Tenancy.

Conclusion

The landlords withdrew the Notice to End Tenancy at the hearing and therefore the one month Notice to End Tenancy, dated July 4, 2012, may no longer be used to end this tenancy.

This tenancy therefore continues.

I further order that the parties share equally the cost of the \$50.00 filing fee, and therefore the tenant may make a one-time deduction of \$25.00 from future rent payable to the landlord.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under Section 9.1(1) of the *Manufactured Home Park Tenancy Act*.

Dated: August 14, 2012.

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Residential Tenancy Branch