



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC

Introduction

Some documentary evidence, photo evidence, and written arguments have 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

This is an application to cancel a Notice to End Tenancy that was given for cause.

Decision and reasons

This is an application to cancel a Notice to End Tenancy that was given for cause, however neither the applicant/tenant nor the respondent/landlord have supplied a full copy of that Notice to End Tenancy.

In the absence of a copy of the Notice to End Tenancy I am unable to determine if it is a valid Notice to End Tenancy, and therefore since the landlord has the burden of proving

their reasons for ending a tenancy, it is my finding that they have not met that burden of proof.

Conclusion

The Notice to End Tenancy dated September 1, 2012 is hereby canceled and this tenancy continues.

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: October 15, 2012.

Residential Tenancy Branch