



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPR, MNR, MNDC, MNSD

The Tenant upon successful application for review of the Landlord's Application has filed for a monetary claim for money owed or compensation for damage or loss and the return of the security deposit to be dealt with in conjunction with the Landlord's request for an order of possession and a monetary order for unpaid rent.

Both parties attended the hearing by conference call and confirmed receipt of the Tenant's notice of a hearing package and the review decision granted a new hearing for application filed by the Landlord. As such, I find that both parties have been properly served with the notice of hearing packages and the documentary evidence submitted.

At the beginning of the hearing the Landlord stated that an order of possession was no longer required as the Tenant has returned possession of the rental unit as of February 26, 2013. The Tenant has confirmed this in his direct testimony.

Both parties also confirmed that the \$750.00 December 2012 rent was paid late on January 23, 2013 by the Tenant. As such, the Landlord states that an order of possession and a monetary order for unpaid rent is withdrawn. No further action is required for the Landlord's Application. At 1:15pm the Tenant left the conference call. The hearing was suspended for 5 minutes and continued at 1:20pm with no appearance by the Tenant. At 1:26pm with no call back by the Tenant and the Landlord in attendance in response, the Tenant's Application was dismissed without leave to reapply.

The original decision dated January 24, 2013 suspended on February 6, 2013 is dismissed. No further action for the Landlord's Application is required.

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, 2013

Residential Tenancy Branch

