



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

### **Dispute Codes:**

CNC

### **Introduction**

This Hearing was scheduled to hear the Tenant's application to cancel a *One Month Notice to End Tenancy for Cause* (the "Notice") issued January 31, 2013.

Both parties gave affirmed testimony at the Hearing.

### **Preliminary Matter**

The Tenant testified that he moved out of the rental unit on March 6, 2013. He stated that he was seeking compensation from the Landlord for damage or loss.

The Landlord testified that she is not sure if the Tenant has moved out and was suspicious so she called into the Hearing. The Landlord requested an Order of Possession.

### **Analysis**

The Tenant has moved out of the rental unit and therefore his application to cancel the Notice to End tenancy is dismissed.

Further to the provisions of Section 55 of the Act, I hereby provide the Landlord with an Order of Possession effective 2 days after service of the Order upon the Tenant. This Order must be served in accordance with the service provisions of Section 88 of the Act.

The Tenant provided a forwarding address during the Hearing.

Both parties are entitled to file applications for dispute resolution with respect to any monetary claims they wish to pursue.

### **Conclusion**

The Tenants' application to cancel the Notice to End Tenancy is dismissed.

I hereby provide the Landlord with an Order of Possession **effective 2 days after service of the Order upon the Tenant**. This Order may be filed in the Supreme Court of British Columbia and enforced as an Order of that Court.

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 07, 2013

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Residential Tenancy Branch

