



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding KIM GIN & SONS LTD
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes OPR MNR MNSD FF

Introduction

This hearing dealt with an Application for Dispute Resolution filed on February 5, 2013, by the Landlord to obtain an Order of Possession for unpaid rent and a Monetary Order for: unpaid rent or utilities, to keep the security deposit, and to recover the cost of the filing fee from the Tenant for this application.

The Landlord affirmed that the Tenant was served copies of the application for dispute resolution and notice of hearing documents by registered mail on February 07, 2013. Canada Post tracking receipts were provided in the Landlords' evidence. Based on the submissions of Landlords I find that each Tenant was sufficiently served notice of this proceeding and I continued in the Tenants absence.

Issue(s) to be Decided

Does the Landlord wish to proceed with their application as filed?

Background and Evidence

The Landlord submitted documentary evidence which included, among other things, copies of: Canada Post receipts and a 10 Day Notice to end tenancy issued August 6, 2012.

The Tenant did not submit documentary evidence in response to the Landlord's claim.

At the outset of this proceeding the Landlord advised that the Tenant vacated the property on or before February 11, 2013 and they have regained possession of the unit. The Tenant did not provide her with a forwarding address. The Landlord stated that they wished to withdraw their application in its entirety as they will not be pursuing a monetary order.

Analysis

The Landlord has withdrawn their application for dispute resolution.

Conclusion

The Landlord's application has been withdrawn. Accordingly, no findings of fact or law have been made.

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

