



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding Top Vision Realty Inc.  
and [tenant name suppressed to protect privacy]

## **DECISION**

### Dispute Codes

Landlord: OPR, MNR, MNSD and FF  
Tenant: MT and CNR

### Introduction

This hearing was convened on applications by both the landlord and the tenant.

By application of February 18, 2013, the landlord sought an Order of Possession pursuant to a 10-day Notice to End Tenancy for unpaid rent. The landlord also sought a monetary award for the unpaid rent, recovery of the filing fee for this proceeding and authorization to retain the security deposit in set off against the balance owed.

By application, also of February 18, 2013, the tenant sought to have the Notice to End Tenancy set aside and an extension of the time limit to make application.

The hearing commenced at 9 a.m. as scheduled and was held open for 10 minutes.

The landlord appeared, gave evidence that the tenant had vacated the rental unit on February 28, 2013, and asked that his application be withdrawn.

The tenant did not call in to the number provided to enable her participation in the telephone conference call hearing. Therefore, her application is dismissed without leave to reapply.

Conclusion

The landlord's application is withdrawn.

On failure to appear, the tenant's application is dismissed without leave to reapply.

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 13, 2013

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Residential Tenancy Branch

