

## **Dispute Resolution Services**

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding Pinnacle International and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes MNR, FF

This hearing was convened in response to an application by the Landlord pursuant to the *Residential Tenancy Act* (the "Act") for Orders as follows:

- 1. A Monetary Order for unpaid rent Section 67; and
- 2. An Order to recover the filing fee for this application Section 72.

The Landlord and Tenant were each given full opportunity to be heard, to present evidence and to make submissions.

At the onset of the Hearing, the Landlord confirmed that February 2013 rent has been paid and stated that the Landlord is seeking an order of possession in relation to unpaid May 2013 rent. The Landlord states that the current application for dispute resolution (the "Application"), noted to be made in relation to February 2013 rent, was not amended to include the claims for an order of possession or unpaid rent in relation to May 2013 but that the later notice and other materials related to May's rent was faxed in on May 13, 2013. The Tenant states that they only have documents from the Landlord in relation to February 2013 rent. The Tenant further states the Parties have agreed on ending the tenancy, the Tenants have paid \$200.00 rent for May 2013 and the Tenants are moving out of the unit.

As the rent for February 2013 has been paid and as the Application was not amended to include anything in relation to May 2013, I dismiss the Landlord's Application.

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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: May 21, 2013

Residential Tenancy Branch