



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding Treaty Developments
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNC, MNDC, FF

This is an application filed by the Tenant to cancel a notice to end tenancy issued for cause, a monetary order request for the loss of quiet enjoyment and the recovery of the filing fee.

Both parties attended the hearing by conference call and gave testimony. The Landlord has acknowledged receiving the notice of hearing package and the submitted documentary evidence. The Landlord did not submit any documentary evidence. I am satisfied based upon the undisputed testimony of both parties that both have been properly served with the notice of hearing package and the submitted documentary evidence.

During the hearing the Landlord stated that she was willing to withdrawing the 1 month notice to end tenancy dated April 12, 2013 and continuing the tenancy with the Tenants. As such, the Tenant's application to cancel the notice to end tenancy is successful. The Tenancy shall continue.

The Tenant states that he is withdrawing his monetary claim as he is satisfied as long as his tenancy is continuing. The Tenant having been successful in his application to cancel the notice to end tenancy is entitled to recovery of the \$50.00 filing fee. I order that the Tenant withhold \$50.00 one-time from the next months rent of June 2013 in satisfaction of this claim.

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 23, 2013

Residential Tenancy Branch

