



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      OPR, PSF, RR, FF

### Introduction

This hearing was convened upon joint applications filed by both the tenant and the landlord.

The tenant seeks:

1. An Order that the landlord provide services or facilities;
2. An Order that the landlord make repairs; and
3. Recovery of the filing fee paid for this application.

The landlord seeks:

1. An Order of Possession.

Both parties attended the hearing and gave evidence under oath.

### Issue(s) to be Decided

Is either party entitled to the Orders sought?

### Background and Evidence

The tenant confirmed that she was served with a 2 month Notice to End Tenancy effective July 31, 2013 and she intends to vacate on that date. The tenant says the only issue now outstanding is that she wishes to receive recovery of \$71.00 in internet charges she has paid and recovery of the filing fee she has paid for this application.

The landlord states that she is seeking an Order of Possession with respect to the Notice to End Tenancy served.

### Analysis

The tenant has withdrawn her applications because this tenancy is ending. While she does seek recovery of a sum she says she has paid for internet services, this application was not mentioned in her Application for Dispute Resolution and I am therefore unable to deal with that matter. The tenant is free to make a new application seeking recovery of that sum. As this application was unnecessary I decline to award recovery of the filing fee the tenant has paid for this application.

The landlord has requested an Order of Possession effective July 31, 2013 based on the undisputed Notice to End Tenancy served in this matter and I find that she is entitled to that Order.

### Conclusion

The landlord has been provided with an Order of Possession which must be served on the tenant forthwith. This Order is enforceable as any Order of the Supreme Court of British Columbia.

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: June 26, 2013

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Residential Tenancy Branch