



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      CNR MT

### Introduction

This hearing dealt with an Application for Dispute Resolution by the tenant under the *Residential Tenancy Act* (the “Act”) to allow the tenant more time to make an application to cancel a Notice to End Tenancy and to cancel a 10 Day Notice to End Tenancy for Unpaid Rent or Utilities.

The tenant was provided with a copy of the Notice of a Dispute Resolution Hearing when he made his application, dated June 17, 2013. The tenant, however, did not attend the hearing set for today at 11:00 a.m. The phone line remained open for thirteen minutes and was monitored throughout this time. The only person to call into the hearing was an agent for the respondent landlord.

### Preliminary Matter

The agent for the landlord testified that the tenant vacated the rental unit on July 7, 2013 and that a mutual agreement to end the tenancy was reached with the tenant which was signed and dated on July 7, 2013. As a result, the agent was not seeking an order of possession as the landlord has already received possession of the rental unit from the tenant.

### Conclusion

Following the ten minute waiting period, the application of the tenant was **dismissed without leave to reapply**. This decision does not extend any applicable time limits under the *Act*.

This decision is final and binding on the parties, except as otherwise provided under the Act, and 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: July 16, 2013

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Residential Tenancy Branch

