



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding PENTICTON AND DISTRICT SOCIETY FOR COMMUNITY LIVING
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes: *OPT, O*

Introduction

This hearing dealt with applications by the landlord and the tenant, pursuant to the *Residential Tenancy Act*. Both parties applied for an order of possession. Both parties attended the hearing and were given full opportunity to present evidence and make submissions.

At the outset of the hearing, the landlord informed me that he had not served the tenant with a notice to end tenancy. Therefore the landlord's application for an order of possession is dismissed.

Also at the outset of the hearing, the tenant informed me that he was in possession of the rental unit and had not received a notice to end tenancy. Therefore the tenant's application for an order of possession is moot and accordingly dismissed.

Conclusion

The applications of both the landlord and the tenant are dismissed.

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: August 01, 2013

Residential Tenancy Branch

