



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNR, MT

Introduction

A hearing was conducted by conference call in the presence of the respondent and in the absence of the applicant. On the basis of the solemnly affirmed evidence presented at that hearing, a decision has been reached. All of the evidence was carefully considered.

I find that the 10 date Notice to End Tenancy was sufficiently served on the Tenant. Further I find that the Application for Dispute Resolution/Notice of Hearing was personally served on May , 2013. With respect to each of the applicant's claims I find as follows:

Issue(s) to be Decided

The issue to be decided is whether the tenant is entitled to an order cancelling the 10 day Notice to End Tenancy dated September 9, 2013?

Background and Evidence

The tenancy began on April 12, 2012. The tenancy agreement provided that the tenant(s) would pay rent of \$800 per month payable on the first day of each month. The tenant(s) paid a security deposit of \$400 at the start of the tenancy.

The tenant failed to pay the rent for the months of September and October. The tenant vacated the rental unit around the middle of October.

Analysis

The tenant failed to appear at the hearing. Based on the evidence presented there is no basis for cancelling the 10 day Notice to End Tenancy. As a result I ordered that the application of the Tenant be dismissed without leave to re-apply.

The landlord testified that he has regained possession. As a result it is no necessary to issue an Order for Possession.

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: October 31, 2013

Residential Tenancy Branch

