



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC RP RR FF

Introduction

This hearing dealt with an application by the tenant to cancel a notice to end tenancy, as well as for an order for repairs and a reduction in rent.

The hearing first convened on October 11, 2013. On that date, the tenant and an agent for the landlord participated in the teleconference hearing. The landlord's agent stated that they had only recently received the notice of hearing, and they wished to have more time to submit evidence in response. The tenant did not oppose an adjournment, and I therefore adjourned the hearing.

The hearing reconvened on November 28, 2013. On this date, only the tenant called in to the teleconference hearing. The tenant stated that he had reached a settlement agreement with the landlord. As the landlord did not call in to the reconvened hearing to either confirm settlement or present evidence to support the notice to end tenancy, I therefore cancelled the notice to end tenancy dated August 27, 2013. I dismissed the remainder of the tenant's application with leave to reapply. The tenant stated that as this matter has been settled, he would forgo seeking recovery of the filing fee for the cost of his application.

Conclusion

The notice to end tenancy dated August 27, 2013 is cancelled, with the effect that the tenancy continues.

The remainder of the tenant's application is dismissed with leave to reapply.

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: November 28, 2013

Residential Tenancy Branch

