



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding 2167 Dundas Street Holdings Limited
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNC

Introduction

This is an application to cancel a Notice to End Tenancy that was given for cause.

A small amount of documentary evidence and written arguments has been submitted prior to the hearing. I have thoroughly reviewed all submissions.

All testimony was taken under affirmation.

Issue(s) to be Decided

The issue is whether or not to cancel a Notice to End Tenancy.

Decision reasons

As stated above this is a request to cancel a Notice to End Tenancy that was given for cause, however neither the applicant nor the respondent has supplied a copy of the Notice to End Tenancy that's in dispute.

In the absence of the Notice to End Tenancy, I have no way of knowing whether or not it's a valid Notice to End Tenancy, or whether or not to cancel or uphold the notice.

I am therefore unable to proceed with the hearing on this matter.

Conclusion

This application is dismissed with leave to reapply, however since it was the applicant's failure to supply the Notice to End Tenancy which has caused this delay, I order that the applicant pay the \$50.00 filing fee, that was previously waived, to the Director of the Residential Tenancy Branch.

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: January 21, 2014

Residential Tenancy Branch