



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding BRUNSWICK HOLDINGS
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNC, OLC

Introduction

This matter dealt with an application by the Tenants to cancel a Notice to End Tenancy for Cause and for the Landlord to comply with the Act, regulations or tenancy agreement.

The Tenant said she served the Landlord with the Application and Notice of Hearing (the “hearing package”) by personal delivery on February 8, 2014. Based on the evidence of the Tenant, I find that the Landlord was served with the Tenants’ hearing package as required by s. 89 of the Act and the hearing proceeded in the Landlord’s absences.

At the start of the conference call the Tenant said they had moved out of the rental unit on February 12, 2014. Consequently the application to cancel a Notice to end tenancy and for the Landlord to comply with the Act are no longer applicable as the tenancy has ended. The Tenants’ application is dismissed.

The Tenant asked about the return of her security deposit and other monetary claims that she has and the Tenant was told that she could make an application for these claims up to 2 years after the end of the tenancy.

Conclusion

The Tenant's application to cancel the Notice to End Tenancy and for the Landlord to comply with the Act is dismissed without 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: March 18, 2014

Residential Tenancy Branch

