



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      MNR, OPR

### Introduction

This matter was originally dealt with in the hearing on December 23, 2013 however the decision and orders were suspended in a review application and a new hearing was set for today's date.

### Issue(s) to be Decided

The review hearing had been granted on the grounds that the original decision may have been obtained by fraud because the tenant was claiming she never received the Notice to End Tenancy which the landlord had stated was posted on the door.

I have heard the testimony of both the landlord and the tenant on this matter and there is insufficient evidence for me to find that the original decision was obtained by fraud.

The argument that the tenant she did not find the document on her door does not mean that it was not posted on the door, as it may have somehow gone missing off the door before being seen by the tenant.

The original application was a request for an Order of Possession, and a request for a Monetary Order for outstanding rent, however at today's hearing both the applicant and the respondent agreed that the tenant has vacated the rental unit and the landlord now has possession, and both also agreed that all rent has been paid up to the end of the tenancy.

Therefore there are no issues for me to deal with at today's hearing.

Conclusion

Both Orders issued in the original hearing have now been satisfied, and therefore there is no need for me to issue any further Orders, reinstating the orders or continuing their suspension.

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: April 14, 2014

---

Residential Tenancy Branch

