



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes CNC, O, FF

### Introduction

This hearing convened as a result of a Tenant's Application for Dispute Resolution wherein she sought to cancel a 1 Month Notice to End Tenancy for Cause issued September 15, 2014 (the "Notice").

Only the Tenant attended the hearing. She provided affirmed testimony and made submissions to me. She advised that the Landlord had posted a letter on her door in late October 2014 wherein the Landlord advised she wished to withdraw the Notice. The Tenant testified that she had provided this letter to the Residential Tenancy Branch upon receipt of same. As this letter was not in evidence, the Tenant faxed a copy of the letter to the Residential Tenancy Branch following the hearing.

### Analysis

As the Landlord failed to attend the hearing, and issued the letter withdrawing the Notice, the Tenant's application is granted and the Notice is cancelled. The Tenant, having been successful, is entitled to recovery of the \$50.00 filing fee paid to make the application. This sum is to be offset against the Tenant's next month rent.

### Conclusion

The Notice is cancelled and the Tenant is granted a Monetary Order in the amount of \$50.00 to be offset against December 2014 rent.

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 24, 2014

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Residential Tenancy Branch

