



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC

Introduction

This hearing dealt with the tenant's application pursuant to the *Residential Tenancy Act* ("the *Act*") for cancellation of the landlord's 1 Month Notice to End Tenancy for Cause ("the 1 Month Notice") pursuant to section 47. Both parties attended the hearing and were given a full opportunity to be heard, to present their sworn testimony, and to make submissions, including providing evidence with respect to service of the documents.

The tenant confirmed receipt of the 1 Month Notice on January 19, 2015 from the landlord. In response to that notice, the tenant filed an application for dispute resolution. The landlord confirmed receipt of the tenant's application for dispute resolution including notice of hearing sent by registered mail on January 20, 2015. I find the tenant served with the 1 Month Notice and the landlord deemed served with the tenant's application for dispute resolution five days after its mailing.

The landlord did not oppose the tenant's application to cancel the 1 Month Notice, stating that he agreed that the notice to end tenancy should be cancelled and the tenancy should continue. Therefore, the tenant's application is allowed, the notice to end tenancy is cancelled and the tenancy will continue. 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: February 11, 2015

Residential Tenancy Branch

