



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      LANDLORD: OPC, FF, O  
TENANT: CNC, FF

### Introduction

This hearing dealt with cross applications for Dispute Resolution filed by both the Landlords and the Tenants.

At the start of the conference call the Landlord said she is withdrawing her application because the rental unit is sold and the newer owners are going to continue the tenancy with the Tenants.

With the Landlord cancelling her application it also cancels the 1 Month Notice to End Tenancy for Cause dated February 10, 2015.

The Tenant requested to recover her filing fee of \$50.00 because the Landlord withdrew her application which cancelled the Notice to End Tenancy. The Tenant said she incurred the filing fee because of the Landlord's actions and now the Notice to End Tenancy is cancelled so her application has been successful and she believes she should recover the filing fee of \$50.00 from the Landlord.

### Analysis

The Landlord withdrew her application and the Notice to End Tenancy and the tenancy is to continue with the new owners of the property. I find the dispute is resolved as the Notice to End Tenancy is no longer in effect.

As the Tenant has been successful in this matter I order the Tenant to recover the \$50.00 filing fee for this proceeding by deducting it from the April, 2015 rent. The April, 2015 rent is adjusted to \$1,025.00.

As the Landlord withdrew her application, I order the Landlord to bear the cost of the application of \$50.00 which the Landlord has already paid.

Conclusion

The Landlord's application is withdrawn

The 1 Month Notice to End Tenancy for Cause dated February 10, 2015 is withdrawn.

I order the Tenants' to adjust their April, 2015 rent to \$1,025.00 in order for the Tenants to recover the filing fee of \$50.00 for this proceeding.

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 17, 2015

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Residential Tenancy Branch

