



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      MT, CNR, FF

### Introduction

This hearing dealt with an Application for Dispute Resolution by the tenants filed under the Residential Tenancy Act (the “Act”), to allow a tenant more time to make an application to cancel a Notice to End Tenancy, to cancel a 10 Day Notice to End Tenancy for Unpaid Rent or Utilities, and to recover the cost of the filing fee.

Both parties appeared, gave testimony, and were provided the opportunity to present their evidence orally and in written and documentary form, and to cross-examine the other party, and make submissions at the hearing

### Preliminary matter

At the outset of the hearing the tenants stated that although they do not agree with the 10 Day Notice to End Tenancy for Unpaid Rent or Utilities, they accepted the notice and have vacated the rental premises. The landlord acknowledged that the tenants have vacated the premises.

As the tenants are no longer living in the rental unit and they are not asking for the tenancy to be reinstated by cancelling the notice. I find there is no other issue for me to consider at today’s hearing.

As a hearing was not required, I decline to award the tenants the cost of the filing fee.

In light of the above, I dismiss the tenants’ application without leave to reapply.

### Conclusion

The tenants’ application is dismissed.

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 08, 2015

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Residential Tenancy Branch

