



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      CNR

### Introduction

This hearing dealt with the tenants' Application for Dispute Resolution seeking to cancel a notice to end tenancy. The hearing was conducted via teleconference and was attended by the tenants. The tenants testified the landlord was served with the notice of hearing documents and this Application for Dispute Resolution, pursuant to Section 59(3) of the *Residential Tenancy Act (Act)* personally on April 19, 2014 in accordance with Section 89 and that this service was witnessed by a third party. Based on the testimony of the tenants, I find that the landlord has been sufficiently served with the documents pursuant to the *Act*. At the outset of the hearing the tenant's confirmed that they have moved out of the rental unit.

### Issue(s) to be Decided

The issues to be decided are whether the tenants are entitled to cancel a 10 Day Notice to End Tenancy for Unpaid Rent, pursuant to Section 46 of the *Act*.

### Conclusion

I find the issue of cancelling the landlord's notice to end tenancy is moot as the tenants no longer live at the dispute address and I dismiss the tenants' Application for Dispute Resolution in its entirety.

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: June 01, 2015

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Residential Tenancy Branch

