



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPC, CNC, O

Introduction

This hearing dealt with cross applications. In the Tenant's Application for Dispute Resolution, the Tenant sought to cancel a Notice to End Tenancy for various causes, issued June 30, 2015 (the "Notice") as well as "Other" relief which was not specified. The Landlord sought an Order of Possession based on the Notice.

The line remained open and was monitored for 10 minutes, however, the Tenant did not call into the hearing. The Landlord called into the hearing, and was ready to proceed.

Following the 10 minute waiting period the Tenant's Application was dismissed.

The Landlord stated that the Tenant had vacated the rental unit on or about September 3rd or 4th. Accordingly, although he requested an order of possession for the unit on his application, he withdrew that request at the hearing as the Tenant had already given up possession of the rental unit. The Landlord further stated that the Tenant told him he intended to vacate, but filed his application simply to "buy some more time."

As the Landlord withdrew his request for an order of possession I make no findings of fact with respect to the Landlord's application.

Conclusion

The Tenant failed to attend the hearing and his application is dismissed. As the Tenant had vacated the rental unit, the Landlord withdrew his request for an Order of Possession.

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: September 10, 2015

Residential Tenancy Branch

