



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes CNL, FF

### Introduction

A hearing was conducted by conference call in the presence of the tenant and in the absence of the landlord although duly served. On the basis of the solemnly affirmed evidence presented at that hearing, a decision has been reached. All of the evidence was carefully considered.

I find that the Application for Dispute Resolution/Notice of Hearing was sufficiently served on the landlord by mailing by registered mail to where the landlord resides on September 2, 2015.

With respect to each of the applicant's claims I find as follows:

### Issue(s) to be Decided

The issues to be decided are as follows:

- a. Whether the tenant is entitled to an order cancelling the 2 month Notice to End Tenancy dated August 31, 2015?
- b. Whether the tenant is entitled to recover the cost of the filing fee?

### Background and Evidence

The tenancy began in April 2009. The present rent is \$555 per month payable in advance on the first day of each month.

The tenant testified that she has accepted the two month Notice to End Tenancy and vacated the rental unit on October 31, 2015 in accordance with the Notice to End Tenancy. She further testified she has received the last month rent free as she is entitled to do under the Act.

### Analysis

**As the tenant has accepted the Notice to End Tenancy and vacated the rental unit I order that the application be 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: November 04, 2015

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Residential Tenancy Branch

