



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      CNR, MNDC, FF

### Introduction

This hearing dealt with an Application for Dispute Resolution by the tenants filed under the Residential Tenancy Act (the “Act”), to cancel a 10 Day Notice to End Tenancy for Unpaid Rent or Utilities (the “Notice”), issued on September 2, 2015, and for a monetary order.

Both parties appeared.

### Preliminary matter

In this case, the tenants have filed an application for dispute resolution purposely referencing another rental unit. The tenants are not renting the unit identified in their application, and any issue arising out of this unit is irrelevant because the tenant’s cannot seek to reinstate a tenancy, in which, a tenancy does not exist.

Further, the parties agreed that the tenants rent the unit that is identified in the Notice, under a written tenancy agreement. Both documents have been filed in evidence. The tenants’ acknowledged that they did not pay rent for September 2015, and October 2015.

Furthermore, on November 4, 2015, the parties were at a dispute resolution hearing before me. On November 5, 2015, I ordered that the tenancy legally ended on September 30, 2015, and the landlord was granted an order of possession for the unit identified in the Notice.

Based on the above, I find the tenants’ application is without merit. Therefore, I dismiss the tenants’ application.

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 10, 2015

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Residential Tenancy Branch

