



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

INTERIM DECISION

Dispute Codes CNL MNDC OPT FF

Introduction

This hearing convened pursuant to the tenants' application to cancel a notice to end tenancy and receive an order of possession for the unit and for monetary compensation. The tenants and the landlord called in to the teleconference hearing.

Preliminary Issue – Adjournment of Tenants' Monetary Claim

At the outset of the hearing the tenants stated that they moved out of the unit on December 31, 2015. I therefore cancelled the portions of the tenants' application regarding cancellation of the notice to end tenancy and receiving an order of possession for the unit.

The landlord stated that he had submitted a monetary order worksheet for his monetary claim. The landlord stated that he was advised that he did not need to make his own application. I informed the landlord that in order to deal with his monetary claim he would have to make his own application. I determined that it was appropriate to adjourn the monetary portion of the tenants' claim to allow the landlord to make his application, so that both monetary claims could be heard together.

Conclusion

The portions of the tenants' application regarding cancellation of the notice to end tenancy and receiving an order of possession for the unit are dismissed.

The tenants' monetary claim is adjourned to the date and time set out in the enclosed notice of hearing.

The landlord may file an application, and if he does so, it should be scheduled to be heard with the tenants' application.

It is open to the parties to submit further evidence, as long as it is done in compliance with the rules of procedure. Late submissions may be considered inadmissible.

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: January 6, 2016

Residential Tenancy Branch

