



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding PORTE REALITY
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNC

Introduction

This hearing was convened by conference call in response to an Application for Dispute Resolution (the “Application”) made by the Tenant on March 2, 2016 to cancel a 1 Month Notice to End Tenancy for Cause (the “Notice”) dated February 29, 2016. The Notice was not provided into evidence by any of the parties. An agent for the Landlord, the resident manager, and the Tenant appeared for the hearing and provided affirmed testimony regarding the details of the Notice.

At the onset of the hearing, the parties agreed that the reasons why the Tenant had been served the Notice were now resolved and that the tenancy was to continue. Residential Tenancy Branch Policy Guideline 11 to the *Residential Tenancy Act* (the “Act”) explains that a landlord or tenant cannot unilaterally withdraw a notice to end tenancy. Both parties consented to the withdrawal of the Notice dated February 29, 2016. Therefore as there were no legal findings for me to make on Tenant’s Application, I hereby dismiss it. This file is now closed and the tenancy will continue until such time it is ended in accordance with the Act.

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: April 20, 2016

Residential Tenancy Branch