



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes            OPR, OPC, FF

### Introduction

Pursuant to section 58 of the *Residential Tenancy Act* ("Act"), I was designated to hear an application regarding the above-noted tenancy. The landlord applied for:

- an Order of Possession for unpaid rent and for cause, pursuant to section 55;
- authorization to recover the filing fee for this application, pursuant to section 72.

The two tenants did not attend this hearing, which lasted approximately 16 minutes. The landlord's agent, RT ("landlord") attended the hearing and was given a full opportunity to be heard, to present affirmed testimony, to make submissions and to call witnesses. The landlord confirmed that he was the property manager for the landlord company named in this application and that he had authority to represent it as an agent.

At the outset of this hearing, the landlord confirmed that he wished to withdraw the landlord's application, as he could not prove service and did not submit any documentary evidence, including notices to end tenancy, to support the application. Accordingly, the landlord's application for an order of possession is withdrawn. I advised the landlord that he was not entitled to recover the \$100.00 filing fee paid for this application.

### Conclusion

The landlord's application for an Order of Possession is withdrawn. The landlord's application to recover the \$100.00 filing fee is dismissed without leave to reapply. 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: May 04, 2016

---

Residential Tenancy Branch