



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC

Introduction

This was a hearing with respect to the tenant's application to cancel a one month Notice to End Tenancy for cause. The hearing was conducted by conference call. The tenants and the named landlord called in and participated in the hearing.

Issue(s) to be Decided

Should the Notice to End Tenancy be cancelled?

Background and Evidence

The tenant did not submit any documents or evidence in support of their application to cancel a one month Notice to End Tenancy for cause. At the hearing the tenants said that they have moved out of the rental unit, but they did not inform the landlord that they had moved and did not return the keys to the landlord.

At the hearing the tenant said that he had recently faxed documents to the Residential Tenancy Branch. I could find no record that any documents have been submitted to the Residential Tenancy Branch by either party.

Analysis

According to the evidence presented at the hearing, the tenants have vacated the rental unit. They have abandoned their application to cancel the Notice to End Tenancy and the tenants' application is dismissed without leave to reapply.

Conclusion

The tenants' application to cancel the Notice to End Tenancy has been dismissed. The tenant said at the hearing that he is seeking compensation from the landlord. If either party intends to pursue a claim relating to the tenancy to seek compensation or retain or request payment of any security deposit, the parties must file their own individual applications. The parties are encouraged to discuss and attempt to resolve any issues

relating to the end of tenancy before commencing to file applications for dispute resolution.

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: July 12, 2016

Residential Tenancy Branch