



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes:

CNC, ERP, RP, MNDC, RP, FF

Introduction:

This hearing was convened in response to an Application for Dispute Resolution filed by the Tenants in which the Tenants applied:

- to cancel a Notice to End Tenancy for Cause;
- an Order requiring the Landlord to make repairs to the rental unit and/or to provide services;
- a monetary Order for money owed or compensation for damage or loss; and
- to recover the fee for filing this Application for Dispute Resolution.

The Applicant with the initials "D.K.", whom I will refer to as the Tenant, stated that sometime in January of 2017 the Application for Dispute Resolution and the Notice of Hearing, were sent to the Landlord, via registered mail. The Advocate for the Landlord acknowledged that the Landlord received these documents.

On February 06, 2017 the Landlord submitted 7 pages of evidence to the Residential Tenancy Branch. The Advocate for the Landlord stated that these documents were posted on the Tenant's door, although he does not recall the date of service. The Tenant acknowledged receipt of these documents and they were accepted as evidence for these proceedings.

On February 08, 2017 the Tenant submitted 13 pages of evidence plus receipts to the Residential Tenancy Branch. The Tenant stated that these documents were not served to the Landlord. As the evidence was not served to the Landlord, it was not accepted as evidence for these proceedings.

Issue(s) to be Decided:

Should the Notice to End Tenancy be set aside?

Is there a need to issue an Order requiring the Landlord to provide services or make repairs?

Are the Tenants entitled to a monetary Order?

Background and Evidence:

At the outset of the hearing the Tenant declared that he wished to withdraw this Application for Dispute Resolution.

Analysis:

The Tenants' Application for Dispute Resolution has been withdrawn and there is, therefore, no need to consider the merits of the Application for Dispute Resolution.

Conclusion:

The Tenants' Application for Dispute Resolution has been withdrawn.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under Section 9.1(1) of the *Act*.

Dated: February 23, 2017

Residential Tenancy Branch