



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding Aragon Development Corp.
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes OPC, FF

Introduction

This hearing dealt with the tenant's Application for Dispute Resolution seeking to cancel a notice to end tenancy.

The hearing was conducted via teleconference and was attended by the landlord.

At the outset of the hearing the landlord confirmed the tenant vacated the rental unit on or before April 30, 2017 and they no longer required an order of possession.

Issue(s) to be Decided

The issues to be decided are whether the landlord is entitled to an order of possession for cause and to recover the filing fee from the tenant for the cost of the Application for Dispute Resolution, pursuant to Sections 47, 55, 67, and 72 of the *Residential Tenancy Act (Act)*.

Analysis

While the landlord no longer required an order of possession, I find, based on the documentary evidence submitted by them that is reasonable to expect the tenant may not have moved out in accordance with a 1 Month Notice to End Tenancy for Cause. As such, I grant the landlord can recover from the tenant the cost of the filing fees for this hearing.

Conclusion

I find the landlord is entitled to monetary compensation pursuant to Section 67 in the amount of **\$100.00** comprised of the \$100.00 fee paid by the landlord for this

application. I order the landlord may deduct this amount from the \$962.50 security deposit held in satisfaction of this claim, pursuant to Section 72(2)(b).

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 03, 2017

Residential Tenancy Branch