



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes FF, OPC

Introduction

This is an application brought by the Landlord requesting an Order of Possession, and requesting an order for recovery of the \$100.00 filing fee.

The applicant testified that, the respondent was served with notice of the hearing by registered mail that was mailed on April 7, 2017; however the respondent did not join the conference call that was set up for the hearing.

Pursuant to section 90 of the Residential Tenancy Act, documents sent by registered mail are deemed served five days after mailing and therefore it is my finding that the respondent has been properly served with notice of the hearing and I therefore conducted the hearing in the respondent's absence.

All testimony was taken under affirmation.

Issue(s) to be Decided

The issues were whether or not the applicant had the right to order possession, and recovery of the filing fee, however at the beginning of the conference call the applicant stated that the tenant has vacated the rental unit and he is no longer pursuing any orders against the tenant.

Conclusion

The applicant stated, during the conference call, that he is no longer pursuing an Order Possession, or recovery of the filing fee, against the tenant as the tenant has vacated the rental unit.

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 10, 2017

Residential Tenancy Branch