



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPR, MNR, FF, CNR

Introduction

This hearing was convened as a result of cross-applications brought under the *Residential Tenancy Act* (the “Act”) based on a 10 Day Notice to End Tenancy for Unpaid Rent or Utilities dated March 31, 2017 (the “10 Day Notice”). The tenant applied to cancel the 10 Day Notice. The landlord applied for an order of possession and a monetary order based on unpaid rent or utilities, authorization to retain the security deposit, and recovery of the application filing fee.

Both parties attended the hearing, as did a support person for the tenant. At the outset of the hearing the parties advised that they had entered into a Mutual Agreement to End Tenancy under which the tenancy would end on June 1, 2017. The landlord also advised that had faxed the agreement to the Residential Tenancy Branch. However, it was not yet before me.

Based on the Mutual Agreement to End Tenancy, both parties withdrew their applications in full with the consent of the other party. Therefore, I make no findings on the merits of this matter.

The parties are at liberty to reapply. This decision does not extend any applicable time limits under the Act.

I do not grant the recovery of the cost of the filing fee as the landlord’s application was withdrawn in full during the hearing.

Conclusion

Both parties' applications were withdrawn in full during the hearing. Both parties are at liberty to reapply. I note that this decision does not extend any applicable time limits under the Act.

This decision is final and binding on the parties, unless otherwise provided under the Act, and is made on authority delegated to me by the Director of the Residential Tenancy Branch under s. 9.1(1) of the Act.

Dated: May 18, 2017

Residential Tenancy Branch