



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC

Introduction

The tenant applies to cancel a one month Notice to End Tenancy for cause dated May 10, 2017.

The landlord did not attend the hearing within ten minutes after its scheduled start time.

The tenant testifies that he personally served the landlord with the application and notice of hearing on May 18, 2017 in the presence of a witness, a neighbour named Ms. T.D. (full name shown on cover page of this decision).

On this evidence I find that the landlord has been duly served. On applications of this nature the burden of proof is initially upon the landlord to substantiate the ground or grounds stated as the basis of the Notice. The landlord has failed to do so here.

As a result the Notice to End Tenancy dated May 10, 2017 is cancelled.

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: June 27, 2017

Residential Tenancy Branch