



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      MT   CNL

This hearing was convened as a result of the Tenant's Application for Dispute Resolution, received at the Residential Tenancy Branch on May 29, 2017 (the "Application"). The Tenant applied for an order cancelling a Two Month Notice to End Tenancy for Landlord's Use of Property, dated May 29, 2017, pursuant to the *Residential Tenancy Act* (the "Act").

The Tenant attended the hearing on his own behalf and provided affirmed testimony. He was accompanied by an advocate, M.W. The Landlord did not attend the hearing.

The Tenant testified he served the Landlord with the Application package, in person, on or about June 1, 2017. In the absence of evidence to the contrary, I find the Landlord received the Application package on that date.

The Landlord bears the burden of providing evidence in support of ending the tenancy based on the Two Month Notice. However, as the Landlord did not attend the hearing, I find there is insufficient evidence in support of ending the tenancy before me. Accordingly, I find the Tenant's Application is successful and the Two Month Notice is cancelled. The tenancy will continue until otherwise ended in accordance with the *Act*.

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: July 26, 2017

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Residential Tenancy Branch