



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes

CNR
OPR, MNR, FF

Introduction

This hearing dealt with an Application for Dispute Resolution filed by the Tenant under the *Residential Tenancy Act* (the “Act”), seeking to cancel a 10 day Notice to End Tenancy for Unpaid Rent or Utilities (the “10 Day Notice”). The Landlord also filed a cross-application under the *Act*, seeking a Monetary Order for unpaid rent and the recovery of the filing fee, as well as an Order of Possession.

The hearing was convened by telephone conference call and was attended by the agent for the Landlord (the “Agent”), who provided affirmed testimony. The Tenant did not attend. At the outset of the hearing the Agent testified that they do not require an Order of Possession as the Tenant vacated the rental unit on November 10, 2017, and requested to withdraw their Application as the matter has been resolved with the Tenant by mutual agreement. I accept the Landlord’s request for withdrawal and they remain at liberty to reapply. As the Tenant failed to attend the hearing to present any evidence or testimony in support of their Application, their Application is dismissed without leave to reapply.

At the request of the Agent, a copy of the decision will be e-mailed to them at the e-mail address they provided in the hearing.

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: December 5, 2017

Residential Tenancy Branch