



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC

Introduction

On October 10, 2017, the Tenant submitted an Application for Dispute Resolution asking to cancel Notice to End Tenancy for Cause dated October 4, 2017.

The matter was set as a teleconference hearing. The Landlords agent attended the hearing; however, the Tenant did not.

I have reviewed all oral and written evidence before me that met the requirements of the Rules of Procedure. However, only the evidence relevant to the issues and findings in this matter are described in this Decision.

Background

The Landlord testified that the tenancy began on October 15, 2016, as a one year fixed term tenancy. Rent in the amount of \$1,015.00 was to be paid by the first day of each month and a \$500.00 security deposit was paid by the Tenant to the Landlord.

The Landlord issued a 1 Month Notice To End Tenancy For Cause dated October 4, 2017.

The Notice provides information for Tenants who receive the Notice. The Notice states that a Tenant has the right to dispute the Notice within 10 days after receiving it by filing an Application for Dispute Resolution at the Residential Tenancy Branch. If a Tenant does not file an Application within 10 days, the Tenant is presumed to accept the Notice and must move out of the rental unit or vacate the site by the date set out on page 1 of the Notice.

The Tenant disputed the 1 Month Notice To End Tenancy For Cause, but failed to attend the hearing.

The Landlord testified that the Tenant moved out of the rental unit on October 28, 2017. The Landlord stated that she does not require an Order of Possession for the rental unit.

Analysis

The Tenant failed to attend the hearing to pursue her dispute of the 1 Month Notice To End Tenancy For Cause dated October 4, 2017.

The Tenant's application to cancel the 1 Month Notice is dismissed.

Since the Tenant moved out of the rental unit on October 28, 2017, the Landlord does not require an order of possession for the rental unit.

Conclusion

The Tenant's application to cancel the 1 Month Notice To End Tenancy For Cause dated October 4, 2017, is dismissed.

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 28, 2017

Residential Tenancy Branch