



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding ASSOCIATED PROPERTY MANAGEMENT (2001)
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes OPR MNR FF MT

Introduction

This hearing dealt with applications from both parties pursuant to the *Residential Tenancy Act* (the *Act*):

The landlord applied for –

- an Order of Possession pursuant to section 55 of the *Act*;
- a return of the filing fee pursuant to section 72 of the *Act*.

The tenants applied for –

- a return of the filing fee pursuant to section 72 of the *Act*;
- cancellation of the landlord's Notice to End Tenancy pursuant to section 46 of the *Act*; and
- more time to dispute their Notice to End Tenancy pursuant to section 66 of the *Act*.

Only the landlord, G.T. attended the hearing. The landlord said that the tenants had vacated the residential unit on December 22, 2017 and that they were no longer pursuing their application regarding a Notice to End Tenancy.

As the tenancy has ended and the tenants did not attend the hearing, I will allow the landlord to recover the \$100.00 filing fee associated with the application.

Conclusion

The landlord may recover the \$100.00 filing fee from the tenants.

I issue a Monetary Order of \$100.00 in favour of the landlord. The landlord is provided with a Monetary Order in the above terms and the tenants must be served with this Order as soon as possible. Should the tenants fail to comply with this Order, this Order may be filed in the Small Claims Division of the Provincial Court and enforced as an Order of that Court.

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: January 26, 2018

Residential Tenancy Branch