



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC, FF

Introduction

The tenants apply to cancel a one month Notice to End Tenancy for cause dated December 10, 2017 and to recover the filing fee.

The parties attended the hearing and reported that the tenants have vacated the premises. As a result, the validity of the Notice is now a moot question. It serves no practical purpose to make that determination.

The application is therefore dismissed. Of note, the tenants confirm that the microwave left by them is the landlord's property.

The parties could not agree about the tenants' recovery of the filing fee. I grant the tenants leave to claim recovery of that fee in any future proceeding that might make a determination about the validity of the Notice in question in this proceeding.

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: February 07, 2018

Residential Tenancy Branch