



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes: CNC

Introduction:

The Application for Dispute Resolution filed by the Tenant seeks the following:

- a. An order to cancel the one month Notice to End Tenancy December 31, 2017.
- b. An order to recover the cost of the filing fee.

A hearing was conducted by conference call in the presence of the respondent and in the absence of the applicant. The telephone line remained open while the phone system was monitored for ten minutes. The applicant failed to appear.

The respondent testified she has discussed this matter with the applicant and she has agreed to withdraw the Notice to End Tenancy on a without prejudice basis and the tenant agreed to withdraw this application. This will allow the applicant a longer period of time to find alternative accommodation.

As a result of the agreement I ordered that the Notice to End Tenancy dated December 31, 2017 be cancelled as withdrawn. The tenancy shall continue with the rights and obligations of the parties remaining unchanged. The application to recover the cost of the filing fee is dismissed as the applicant was not present at the hearing and it was not part of the agreement.

This decision is final and binding on the parties.

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: March 01, 2018

Residential Tenancy Branch