



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNR OLC FF

Introduction

This hearing was scheduled to address the tenant's application pursuant to the *Residential Tenancy Act* ("the Act") for: cancellation of the landlord's 10 Day Notice to End Tenancy for Unpaid Rent ('10 Day Notice') pursuant to section 46; an order requiring the landlord to comply with the Act (particularly with respect to a rent increase) pursuant to section 62; and authorization to recover the filing fee pursuant to section 72.

The landlord/respondent did not attend this hearing, although I waited until 9:40 a.m. in order to enable the landlord to connect with this teleconference hearing scheduled for 9:30 a.m. The tenant attended the hearing and was given a full opportunity to be heard: she provided Canada Post receipts and tracking information to prove that the landlord was served by registered mail with her Application for Dispute Resolution on February 12, 2018. Based on the submissions and evidence submitted, I find that the landlord was deemed served with the tenant's Application (including notice of this hearing) on February 17, 2018 in accordance with section 89 and 90 of the Act.

At the outset of the hearing, the tenant indicated that she had vacated the rental unit. Therefore, she did not wish to proceed with her application to cancel the notice to end tenancy or recover the filing fee. With respect to the tenant's original application for an order that the landlord comply with the Act, the tenant stated that she brought this application in order to verbally resolve the dispute regarding unpaid rent claimed by the landlord and a rent increase imposed by the landlord during the course of her tenancy. As the landlord did not attend this hearing, this issue could not be resolved between the parties.

Ultimately, **the tenant withdrew her application in its entirety.**

Conclusion

The tenant's application was withdrawn.

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: April 16, 2018

Residential Tenancy Branch