



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC

Introduction

This decision pertains to the Tenants' application for dispute resolution made on May 24, 2018, under the *Residential Tenancy Act* (the "Act"). The Tenants sought an order cancelling a One Month Notice to End Tenancy for Cause (the "Notice").

The Landlord attended the hearing before me and was given a full opportunity to be heard, to present affirmed testimony, to make submissions, and to call witnesses. The Tenants did not attend.

While I have reviewed all oral and documentary evidence submitted, only relevant evidence pertaining to the issues of this application is considered in my decision.

The Landlord advised me that the Tenants have moved out, and that she did not require an order of possession, should the issue arise. I amend the Landlord's application to exclude the issue of whether an order of possession would be granted.

Issue to be Decided

Are the Tenants entitled to an order cancelling the Notice?

Background and Evidence

The hearing commenced at 9:30 a.m. on July 16, 2018, and only the Landlord dialed in to the hearing. After waiting a few minutes, the Landlord advised me that the Tenants had "split up" a short while ago, with the Tenant J.R. having moved out shortly after the date of this application, and Tenant T.B. having moved out of the rental unit on June 27, 2018.

Analysis

As the Tenants did not attend the hearing, I dismiss the Tenants' application for an order cancelling the Notice without leave to reapply.

Conclusion

I dismiss the Tenants' application without leave to reapply.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under section 9.1(1) of the Act.

Dated: July 17, 2018

Residential Tenancy Branch