



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPC FFL

Introduction

This hearing dealt with the landlord's application pursuant to the Residential Tenancy Act (the *Act*) for:

- an Order of Possession for Cause, pursuant to sections 47 and 55 of the *Act*, and
- recovery of the filing fee from the tenant pursuant to section 72 of the *Act*.

As only the landlord attended the hearing, I asked the landlord to confirm that the tenant had been served with the Notice of Dispute Resolution Proceeding for this hearing. The landlord acknowledged an administrative oversight in which the proof of service for the Notice of Dispute Resolution Proceeding had not been submitted into documentary evidence, and the witness to the service was not available to provide testimony to the service of the notice of hearing documents to the tenant.

Therefore, the landlord withdrew this Application for Dispute Resolution in its entirety. The landlord is at liberty to reapply. I make no findings on the merits of this Application.

Conclusion

The landlord's application is withdrawn in its entirety. The landlord is at liberty to reapply. I make no findings on the merits of this Application.

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: September 25, 2018

Residential Tenancy Branch