



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding THE MOLNAR GROUP(INVESTMENTS)LTD/MARSHALL ST.INV
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNL-4M, OLC, FFT

Introduction

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

- cancellation of the landlord's 4 Month Notice to End Tenancy for Landlord's Use of Property (the 4 Month Notice) pursuant to section 49;
- an order requiring the landlord to comply with the *Act*, regulation or tenancy agreement pursuant to section 62; and
- authorization to recover his filing fee for this application from the landlord pursuant to section 72.

The landlord did not attend this hearing, although I left the teleconference hearing connection open until 11:12 a.m. in order to enable the landlord to call into this teleconference hearing scheduled for 11:00 a.m. The tenant's legal representative/agent, their mother, attended the hearing and was given a full opportunity to be heard, to present sworn testimony, to make submissions and to call witnesses. I confirmed that the correct call-in numbers and participant codes had been provided in the Notice of Hearing. During the hearing, I also confirmed from the online teleconference system that the tenant's legal representative/agent and I were the only ones who had called into this teleconference.

At the commencement of this hearing, the tenant's legal representative/agent withdrew the tenant's application for dispute resolution because the parties had reached a settlement of this dispute. The tenant's legal representative/agent testified that the landlord had withdrawn the 4 Month Notice issued to the tenant on September 22, 2018. Under these circumstances, the tenant did not serve the landlord with the tenant's dispute resolution hearing package.

Conclusion

The tenant's application is withdrawn.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: November 27, 2018

Residential Tenancy Branch