



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      CNE, FF

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

- cancellation of the landlord's 1 Month Notice to End Tenancy for End of Employment (the 1 Month Notice) pursuant to section 48;
- authorization to recover their filing fee for this application from the landlord pursuant to section 72.

The tenants did not attend. The landlord attended the hearing via conference call and provided undisputed affirmed testimony. After waiting 17 minutes past the start of the scheduled hearing time, the tenants' application was dismissed without leave to reapply. The landlord confirmed that she received and understood the application filed by the tenants. Extensive discussions with the landlord clarified that a 1 month notice to end tenancy issued for cause dated December 27, 2018 was served and that the landlord expected to deal with that 1 month notice as well as issues around unpaid rent. Discussions with the landlord clarified that although the landlord was proceeding on the 1 month notice, no application was filed by the landlord regarding it or on any issues of unpaid rent. The landlord was notified that without proper notice an application that those issues could not be addressed in this hearing. The landlord was cautioned to seek more information from the Residential Tenancy Branch Information Officers for options in how to proceed.

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: February 22, 2019

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Residential Tenancy Branch