



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPR, MNRL, FFL

Introduction

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

- an Order of Possession pursuant to sections 46 and 55 of the Act for unpaid rent or utilities;
- a Monetary Order pursuant to section 67 of the Act for unpaid rent; and
- authorization to recover their filing fee for this application from the tenant pursuant to section 72 of the Act.

Preliminary Issue – Withdrawal of Landlord's Application

The landlord testified that the parties to the tenancy had reached a mutual agreement to continue the tenancy on a month-to-month basis. The landlord testified that the tenant had paid the amount of outstanding rent owed with respect to the tenancy.

Based on the foregoing, the landlord provided that an Order of Possession and a monetary order are no longer needed, and the landlord would not be pursuing its application for dispute resolution.

Therefore, the landlord chose to withdraw its application, as the need no longer existed to seek remedy under the Act by way of the dispute resolution process. Therefore, I permit the landlord's request to withdraw this application for dispute resolution.

As the landlord chose to withdraw the application, the landlord will not be granted recovery of the filing fee.

Conclusion

The landlord's application for dispute resolution for an Order of Possession based on unpaid rent and a monetary Order is withdrawn pursuant to the landlord's request.

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 25, 2019

Residential Tenancy Branch