



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNR CNL OLC FF

Introduction

This matter was convened in response to an application by the tenant for cancellation of a Notice to End Tenancy, and recovery of the filing fee. Both tenant and landlord attended the hearing. The landlord confirmed receiving the tenant's application and both parties also exchanged evidence.

At the outset of the hearing the tenant advised they had vacated the rental unit, "in the past week", therefore were seeking to cancel or withdraw their application in its entirety. The landlord concurred that the tenant has vacated and that they have regained possession of the rental unit. Both parties confirmed to me that the tenant relinquished possession and the tenancy has ended. The landlord confirmed that as a result they do not require an Order of Possession, however intend to seek remedy unrelated to the application at hand.

Analysis and Conclusion

I find the tenancy has ended. I make no findings in respect to the application. As there is no prejudice to either party, this matter is effectively **withdrawn**. The applicant is not entitled to the return of their filing fee.

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: March 18, 2019

Residential Tenancy Branch