



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding CEMETERY MOUNTAIN HOLDINGS
LTD and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes OPRM-DR

Introduction

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

- an order of possession for unpaid rent, pursuant to section 55; and
- a monetary order for unpaid rent, pursuant to section 67.

The two tenants did not attend this hearing, which lasted approximately 5 minutes. The landlord's agent ("landlord") attended the hearing and was given a full opportunity to be heard, to present affirmed testimony, to make submissions and to call witnesses. The landlord confirmed that she was the property manager for the landlord company named in this application and that she had permission to speak on its behalf.

The landlord said that the tenants paid the unpaid rent of \$2,700.00 and the parties agreed to settle this matter by continuing the tenancy. She claimed that she was not pursuing the landlord's application and she did not require an order of possession or a monetary order. Accordingly, I notified the landlord that the landlord's entire application was dismissed without leave to reapply and that the landlord's 10 Day Notice to End Tenancy for Unpaid Rent or Utilities, dated March 8, 2019, ("10 Day Notice") was cancelled.

Conclusion

The landlord's entire application is dismissed without leave to reapply. The landlord's 10 Day Notice, dated March 8, 2019, is cancelled and of no force or effect. 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: May 24, 2019

Residential Tenancy Branch