



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      CNR, OLC

### Introduction

This hearing dealt with an Application for Dispute Resolution by the Tenant filed under the *Residential Tenancy Act* (the “Act”), to cancel a 10-Day Notice to End Tenancy for unpaid rent, (the “Notice”) issued on April 12, 2019, and for an order for the Landlord to comply with the *Act*. The matter was set for a conference call.

The Tenant attended the hearing and was affirmed to be truthful in her testimony. As the Landlord did not attend the hearing, service of the Notice of Dispute Resolution Hearing documentation was considered. Section 59 of the Act and the Residential Tenancy Branch Rules of Procedure states that the respondent must be served with a copy of the Application for Dispute Resolution and Notice of Hearing. The Tenant testified the Application for Dispute Resolution and Notice of Hearing had been sent to the Landlord by regular mail on April 17, 2019. Section 90 of the *Act* determines that a document served in this manner is deemed to have been received five days later. I find that the Landlord had been duly served in accordance with the Act.

The Tenant was provided with the opportunity to present her evidence orally and in written and documentary form, and to make submissions at the hearing.

I have reviewed all oral and written evidence before me that met the requirements of the Rules of Procedure. However, only the evidence relevant to the issues and findings in this matter are described in this Decision.

### Issues to be Decided

- Should the Notice issued on April 12, 2019, be cancelled?
- If not, is the Landlord entitled to an order of possession?
- Should the Landlords be Ordered to comply with the *Act*?

#### Preliminary Matter

At the outset of this hearing, the Tenant that she had moved out of the rental unit, that she no longer wished to cancel the Notice. The Tenant withdrew her application.

#### Analysis

I find that this Application for Dispute Resolution has been withdrawn.

#### Conclusion

The Application for Dispute Resolution has been withdrawn.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: May 30, 2019

---

Residential Tenancy Branch