



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      CNC, FFT

### Introduction and Conclusion

This hearing convened as a result of a Tenants' Application for Dispute Resolution, filed on April 27, 2019, wherein the Tenants sought to cancel a 1 Month Notice to End Tenancy issued on May 30, 2019 (the "Notice") and to recover the filing fee.

The hearing was scheduled for teleconference before me at 11:00 a.m. on July 18, 2019.

Only the Tenants called into the hearing. The Tenant N.S. confirmed that she did not give the Landlord notice of the hearing as she moved out on June 12, 2019. She also stated that the parties have a further hearing in the fall of 2019 at which time her request for return of her security deposit will be dealt with.

A review of Residential Tenancy Branch records indicates the Tenant called the branch on June 10, 2019 to advise they had vacated the rental unit such that their application to cancel the Notice was no longer required. As Rule 5.0.1 requires the Landlords' consent to cancel such a hearing, the Tenant called into the hearing before me.

The Tenant vacated the rental unit such that her request to cancel the Notice is no longer applicable. Consequently, I dismiss her claim without leave to reapply.

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: July 18, 2019

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Residential Tenancy Branch