



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes Tenants: CNC CNR MNDC FF
Landlord: OPR MNR FF

Introduction

This hearing, held on July 29, 2019, and October 3, 2019, was convened as a result of a cross application between the parties. Both parties applied for multiple remedies, pursuant to the *Residential Tenancy Act* (the “*Act*”). The Landlord attended the first hearing but did not attend the second hearing. The Tenant attended both hearings. testimony.

At the first hearing, both parties confirmed receipt of each other’s application and evidence packages. There were no issues raised with service at that time.

Preliminary and Procedural Matters

As stated in the Interim Decision on July 29, 2019, both parties applied for multiple remedies under the *Act*, some of which were not sufficiently related to one another.

On July 29, 2019, I exercised my discretion to dismiss, with leave to reapply, all of the grounds on both applications with the exception of the Tenants’ request to cancel the 10 Day Notice, as well as the Tenants’ request to cancel the 1-Month Notice. I will also consider the Landlord’s request for an order of possession based on the 10 Day Notice. In other words, both sides have applied for monetary compensation. However, that issue was dismissed with leave to reapply, as these two hearings will focus on the order of possession.

The Tenant stated that since the last hearing where the two Notices to End Tenancy were discussed, he and the other tenant have moved out, and the tenancy is over. Given this, I find the issues in this application are now moot, as the tenancy is over. I

dismiss, without leave, the Tenant's application to cancel both Notices, and the Landlord's request to get an order of possession.

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: October 3, 2019

Residential Tenancy Branch