



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      CNC, FFT

### Introduction

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

- cancellation of the One Month Notice to End Tenancy for Cause, pursuant to section 47; and
- authorization to recover the filing fee for this application from the landlord, pursuant to section 72.

The landlords did not attend this hearing, although I left the teleconference hearing connection open until 9:40 a.m. in order to enable the landlords to call into this teleconference hearing scheduled for 9:30 a.m. The tenants and their support person attended the hearing and were given a full opportunity to be heard, to present affirmed testimony, to make submissions and to call witnesses. I confirmed that the correct call-in numbers and participant codes had been provided in the Notice of Hearing. I also confirmed from the teleconference system that the tenants and their support person and I were the only ones who had called into this teleconference.

The tenants testified that they served landlord L.B. with their application for dispute resolution in person. The tenants testified that they served landlord K.B. via registered mail. The landlords uploaded evidence to the residential tenancy branch website. I find that the landlords were served with the tenants' application in accordance with section 89 of the *Act*.

### Issues to be Decided

1. Are the tenants entitled to cancellation of the One Month Notice to End Tenancy for Cause, pursuant to section 47 of the *Act*?
2. Are the tenants entitled to recover the filing fee for this application from the landlord, pursuant to section 72 of the *Act*?

### Background and Evidence

The tenants testified that they have already moved out of the subject rental property.

### Analysis

The issues raised in the application are no longer applicable as the tenancy has ended.

### Conclusion

The tenants' application is dismissed 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: October 03, 2019

---

Residential Tenancy Branch