



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OLC FFT

Introduction

This hearing was convened as a result of a tenants' Application for Dispute Resolution ("application") seeking remedy under the *Residential Tenancy Act* ("Act"). The tenants applied for an order directing the landlord to comply with the Act, regulation or tenancy agreement, and to recover the cost of the filing fee.

The tenants and the landlord attended the teleconference hearing. The parties gave affirmed testimony. As both parties confirmed having been served with documentary evidence from the other party, I find that both parties were sufficiently served in accordance with the Act.

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.

Preliminary and Procedural Matters

At the outset of the hearing, the tenants confirmed that they are in the process of vacating the rental unit as they have already secured a new rental unit elsewhere. As a result, the parties were advised that this application would not be heard as it is now moot.

The parties also confirmed their email addresses during the hearing. The landlord's email address was not correct in the tenants' application so was updated during the hearing. This decision will be sent to the email addresses for the parties confirmed during the hearing.

Analysis and Conclusion

The tenants' application is dismissed as the tenants have confirmed that they have secured a new rental unit and as of the date of the hearing, October 15, 2019, and are currently vacating the rental unit listed on the cover page of this decision.

I find the application is now moot and is dismissed without leave to reapply.

I do not grant the filing fee as the tenants made the decision to vacate the rental unit versus waiting for a remedy through the *Act*.

This decision will be emailed to both parties as described above.

This decision is final and binding on the parties, unless otherwise provided under the Act, and 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 15, 2019

Residential Tenancy Branch