



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNR, FFT

Introduction, Preliminary and Procedural Matters

This hearing dealt with an Application for Dispute Resolution by the tenant under the Residential Tenancy Act (the “Act”) seeking an order cancelling the landlord’s 10 Day Notice to End Tenancy for Unpaid Rent (the “Notice”) and to recover the cost of the filing fee.

The tenant and the landlord attended the hearing.

At the start of the hearing, in response to my inquiry caused by the documentary evidence submitted prior to the hearing, the tenant testified that she decided to vacate the rental unit at the end of September, 2019, after filing her application on September 4, 2019.

As a result, I find the tenant’s application is moot as the tenancy ended on or about September 30, 2019, the date the tenant vacated the rental unit.

Given the above, I dismiss the tenant’s application to cancel the 10 Day Notice to End the Tenancy for Unpaid Rent.

I do not grant the tenant the recovery of the cost of the filing fee as well as she ended the tenancy prior to the hearing.

Conclusion

The tenant’s application is dismissed as it is now moot.

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: November 5, 2019

Residential Tenancy Branch