



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      ET FFL

### Introduction

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

- An early end of the tenancy and Order of Possession pursuant to section 56; and
- Authorization to recover the filing fee from the tenants pursuant to section 72.

Both parties attended the hearing and were given a full opportunity to be heard, to present sworn testimony, to make submissions and to call witnesses.

At the outset of the hearing it was brought to my attention that there has been a previous hearing regarding this tenancy under the file number indicated on the first page of this decision on October 5, 2020. That hearing dealt with the tenants' application to dispute a 1 Month Notice to End Tenancy for Cause. The tenants failed to attend that hearing and the arbitrator issued an Order of Possession effective two days after service, ending the tenancy.

The landlords testified that while they have not yet received the decision and order of October 5, 2020, they understand that this tenancy has ended and that the present application is no longer necessary. With the tenants' consent they withdrew the present application.

Conclusion

The landlord's application is withdrawn and dismissed with leave to reapply.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 6, 2020

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Residential Tenancy Branch