



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes **CNC, OLC, FFT**

Introduction

The words tenant and landlord in this decision have the same meaning as in the Act, and the singular of these words includes the plural.

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

- An order to cancel a One Month Notice To End Tenancy for Cause pursuant to sections 47 and 55;
- An order for the landlord to comply with the Act, Regulations and/or tenancy agreement pursuant to section 62; and
- Authorization to recover the filing fee for this application from the landlord pursuant to section 72.

The tenant CP attended the hearing, and the landlord was represented at the hearing by an agent, JD. Before I had the opportunity to determine whether the landlord was served with the tenant's Application for Dispute Resolution, the landlord advised me that she wishes to withdraw the One Month Notice To End Tenancy for Cause.

Preliminary Issue

The landlord advised that the property has sold and that the new owner has entered into a tenancy agreement with the tenant. The tenant confirms she signed the new tenancy agreement last week and that that tenancy agreement commences January 1, 2021. The tenant consents to the landlord withdrawing the notice to end tenancy.

The tenant withdrew her application seeking an order that the landlord comply with the Act, Regulations or tenancy agreement since the named landlord is no longer her landlord.

The named landlord's agent agreed to reimburse the tenant the \$100.00 fee paid to file this Application for Dispute Resolution. As such, I award the tenant a monetary order in the amount of \$100.00 pursuant to section 72 of the Act.

Conclusion

The notice to end tenancy is withdrawn, by consent.

The tenant's application for an order that the landlord comply with the Act is withdrawn.

The tenant is granted a monetary order in the amount of \$100.00 pursuant to section 72 of the Act.

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: December 11, 2020

Residential Tenancy Branch