



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding Arpeg Holdings Ltd.  
and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes      CNR

### Introduction

This hearing was scheduled for 11:00 a.m. on this date, via teleconference call, to deal with a tenant's application to cancel a 10 Day Notice to End Tenancy for Unpaid Rent issued on October 2, 2020.

At the commencement of the hearing two agents for the landlord appeared but the tenant was not present.

The landlord's agents acknowledged they eventually received the tenant's Application for Dispute Resolution, but, later than usual because the tenant had incorrectly addressed the registered mail. Nevertheless, the landlord's agents stated they were prepared to proceed and confirmed they were seeking an Order of Possession for the landlord since the tenant continues to occupy the rental unit.

I proceeded to hear from the landlord to determine the landlord's entitlement to an Order of Possession under section 55(1) of the Act. As I was hearing from the landlord's agents, the tenant connected to the teleconference call at 11:14 a.m. I confirmed information with the tenant that I had heard from the landlord and informed the tenant that the landlord was seeking an Order of Possession. The tenant responded that he did owe the landlord rent and that he understands the outcome of this proceeding would be his eviction so he has found another place to move to and he would be moving out tomorrow so he consented to the landlord obtaining an Order of Possession.

In light of the above, by consent of both parties and in keeping with section 63 of the Act, I provide the landlord with an Order of Possession effective two (2) days after service upon the tenant.

The style of cause was also amended to reflect the landlord's name as provided on the written tenancy agreement.

Conclusion

By consent of both parties, I provide the landlord with an Order of Possession effective two (2) days after service upon the tenant.

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: January 05, 2021

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Residential Tenancy Branch