



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNR, LRE, FFT

Introduction

On November 5, 2020, the Tenant submitted an Application for Dispute Resolution under the *Residential Tenancy Act* (the “Act”) requesting to cancel a 10 Day Notice to End Tenancy for Unpaid rent, dated November 2, 2020, to restrict the Landlord from entry, and to recover the cost of the filing fee. On December 24, 2020, the Tenant submitted an amendment to her Application requesting to cancel a 10 Day Notice to End Tenancy for Unpaid Rent, dated December 21, 2020. On January 6, 2021, the Tenant submitted an amendment to her Application requesting to cancel a 10 Day Notice to End Tenancy for Unpaid Rent, dated January 4, 2021. The matter was set for a participatory hearing via conference call.

Preliminary Matter

The Landlord, the Tenant and the Tenant’s counsel attended the hearing and provided testimony. The Tenant stated that she did not want to pursue her Application as she is moving out of the rental unit at the end of January 2021.

I asked if the Landlord would like an Order of Possession for the rental unit for January 31, 2021. The Landlord stated that she did not want an Order of Possession, rather asked for the Tenant to provide proper 30-day notice, to provide any outstanding rent and to pay rent for February 2021.

As the Tenant does not want to pursue this Application for Dispute Resolution and the Landlord does not wish an Order of Possession, I dismiss this Application without leave to reapply.

Conclusion

I dismiss this Application for Dispute Resolution without leave to reapply.

I have not made any findings of fact or law with respect to the Application.

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 26, 2021

Residential Tenancy Branch