



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding CAPILANO PROPERTY SERVICES
MANAGEMENT and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNR

Introduction

On December 10, 2020, the Tenant applied for a Dispute Resolution proceeding seeking to cancel a 10 Day Notice to End Tenancy for Unpaid Rent (the “Notice”) pursuant to Section 46 of the *Residential Tenancy Act* (the “Act”).

The Tenant attended the hearing with D.D. attending as his advocate. However, the Landlord did not attend at any point during the six-minute teleconference call.

The Tenant advised that he had vacated the rental unit on December 31, 2020.

As the Tenant has given up vacant possession of the rental unit, it is unnecessary to consider the merits of whether or not to issue an Order of Possession as the tenancy is already over. As such, I dismiss the Tenant’s Application without leave to reapply.

Conclusion

I dismiss the Application for Dispute Resolution without leave to reapply. In addition, 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: March 8, 2021

Residential Tenancy Branch