



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      CNR

### Introduction

On February 8, 2021, the Tenant submitted an Application for Dispute Resolution under the *Residential Tenancy Act* (the “Act”) to cancel a 10-Day Notice to End Tenancy. The matter was set for a participatory hearing via conference call.

### Preliminary Matter

The Tenant attended the conference call hearing; however, the Landlord did not attend at any time during the 10-minute hearing. The Tenant advised that she and the Landlord had signed a mutual agreement to end the tenancy and that she had moved out of the rental unit 2 months ago.

The Tenant wished to withdraw her Application to cancel the 10-Day Notice at an earlier date; however, was unable to obtain the Landlord’s signature to do so.

I accept that the Tenant has asked to withdraw her application and stated that she has already moved out of the rental unit. As the Landlord did not attend today’s hearing, I dismiss the Tenant’s Application and will not consider the issuance of an Order of Possession, pursuant to section 55 of the Act.

### Conclusion

The Tenant’s Application is dismissed, and an Order of Possession is not being considered, pursuant to section 55 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: May 10, 2021

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Residential Tenancy Branch