



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      CNC

### Introduction

On February 9, 2022, the Tenants filed an Application for Dispute Resolution under the *Residential Tenancy Act* ("the *Act*") to cancel One Month Notice to End Tenancy for Cause (the Notice) issued February 8, 2021. The matter was set for a conference call.

The Landlord and one of the Tenants attended the hearing and were each affirmed to be truthful in their testimony. The Landlord and Tenant were provided with the opportunity to present their evidence orally and in written and documentary form and to make submissions at the hearing. The parties testified that they exchanged the documentary evidence that I have before me.

In a case where a tenant has applied to cancel a Notice, Rule 7.18 of the Residential Tenancy Branch Rules of Procedure require the landlord to provide their evidence submission first, as the landlord has the burden of proving cause sufficient to terminate the tenancy for the reasons given on the Notice.

I have reviewed all oral and written evidence before me that met the requirements of the Rules of Procedure. However, only the evidence relevant to the issues and findings in this matter are described in this Decision.

### Issues to be Decided

- Should the Notice issued on February 8, 2021, be cancelled?
- If not, is the Landlord entitled to an order of possession?

### Background and Evidence

During this hearing, the Landlord withdrew the Notice to End Tenancy.

The Tenant confirmed that they were agreeable to the Landlord withdrawing their Notice to end the tenancy.

### Analysis

I find that the One-Month Notice to end tenancy for Cause, issued on February 8, 2021, has been withdrawn.

### Conclusion

The Notice issued on February 8, 2021, to end tenancy has been withdrawn. The tenancy will continue until legally ended in accordance with 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 11, 2021

---

Residential Tenancy Branch