



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNDCT, MNETC, FFT

Introduction

This matter initially proceeded by way of a hearing on February 16, 2021 and dealt with the Tenants' Application for Dispute Resolution filed under the *Residential Tenancy Act* (the "*Act*") made on October 23, 2020. The Tenants applied for a monetary order for my monetary loss or other money owed, for a monetary order for compensation from the landlord related to a Notice to End Tenancy for Landlord's Use of Property, and to recover the filing fee paid for the application. The matter was set for a conference call. A Decision and Order for that hearing was issued on February 16, 2021, granting the Tenants a monetary order in the amount of \$25,300.00.

On March 2, 2021, the Landlord applied for a review consideration of the Decision issued on February 16, 2021. The Landlord's application was granted, and the Review Consideration Decision, dated March 4, 2021, suspended the Decision and Monetary Order dated February 16, 2021, until the Review Hearing scheduled for May 31, 2021. The Landlord's application for review consideration had been granted on the grounds that the Landlord was unable to attend the original hearing because of circumstances beyond their control.

This Review Hearing decision should be read in conjunction with the Original Hearing decision dated February 16, 2021, and the Review Consideration decision dated March 4, 2021.

One of the Tenants and the Landlord attended the hearing and were each affirmed to be truthful in their testimony. The Tenant and the Landlord were provided with the opportunity to present their evidence orally and in written and documentary form and to make submissions at the hearing.

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

- Are the Tenants entitled to a monetary order for loss or other money owed?
- Are the Tenants entitled to a monetary order for compensation from the landlord related to a Notice to End Tenancy for Landlord's Use of Property?
- Are the Tenants entitled to the return for their filing fee for this application?

Preliminary Matter

At the outset of this hearing, the Tenant testified that they had reviewed the Landlord's response to their application and want to withdraw their application. The Landlord did not object to the Tenant's request.

I find that this Application for Dispute Resolution has been withdrawn.

Conclusion

The Tenants' application is withdrawn.

I order that the Decision and Monetary Order dated February 16, 2021, are Cancelled.

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 31, 2021

Residential Tenancy Branch