



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNL, FFT

Introduction

The tenants had sought an order cancelling a Two Month Notice to End Tenancy for Landlord's Use of Property pursuant to section 49 of the *Residential Tenancy Act* ("Act"). They had also sought recovery of the filing fee under section 72 of the Act.

The landlords attended the teleconference hearing on June 7, 2021 at 9:30 AM. The tenants did not attend the hearing, which I ended at 9:37 AM.

Preliminary Issue: Tenants Have Vacated Rental Unit and Tenancy Ended

According to the landlords, the tenants moved out on April 16, 2021 and no longer occupy the rental unit. Given this information, and in the absence of the tenants at the hearing, I find that the issue of whether the notice to end tenancy may be cancelled or upheld is moot. Consequently, the tenants' application is dismissed without leave to reapply.

This decision is made on authority delegated to me under section 9.1(1) of the Act.

Dated: June 7, 2021

Residential Tenancy Branch