



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC

Introduction

This hearing was convened as a result of the Tenant's Application for Dispute Resolution. A hearing by telephone conference was held on September 27, 2021. The Tenant applied for the following relief, pursuant to the *Residential Tenancy Act* (the *Act*):

- to cancel the landlord's 1 Month Notice to End Tenancy for Cause (the 1 Month Notice);

The hearing was by telephone conference and began promptly, as scheduled, at 1:30 pm Pacific Time on September 27, 2021, as per the Notice of a Dispute Resolution Hearing provided to the Tenants. The line remained open while the phone system was monitored for 10 minutes and the only participant who called into the hearing during this time was the respondent Landlord who was ready to proceed. The Landlord testified that she already has an order of possession, from a recent hearing, and the Tenant has already moved out. As such, she does not need another order of possession as part of this hearing.

After the ten minute waiting period, the Tenant's application was **dismissed in full, without leave to reapply**.

Further, the Landlord testified that she does not need an order of possession at this time because the Tenant has already moved out and she already has another order of possession from a recent hearing.

Conclusion

I dismiss the Tenant's application without leave to reapply.

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: September 27, 2021

Residential Tenancy Branch