



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding SAMJI INVESTMENTS LTD. and
[tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNL LRE

Introduction

This hearing was convened as a result of an Application for Dispute Resolution (application) by the tenants seeking remedy under the *Residential Tenancy Act* (Act). The tenants applied to cancel a 2 Month Notice to End Tenancy for Landlord's Use of Property (2 Month Notice) and for an order to suspend or set conditions on the landlord's right to enter the rental unit, site or property.

The tenant and the agents for the landlord company (agents) attended the teleconference hearing. The tenant stated that they vacated the rental unit on September 7, 2021 and as a result, requested to **withdraw their application in full** as the tenancy has ended. The agents agreed. Therefore, I make no findings on the merits of the matter. This decision does not extend any applicable time limits under the Act.

I do not grant leave to reapply as the timeline to dispute a 2 Month Notice has passed and the tenancy has ended.

The filing fee is not granted as the matter was withdrawn in full.

Preliminary and Procedural Matters

The parties were informed at the start of the hearing that recording of the dispute resolution is prohibited under the Residential Tenancy Branch (RTB) Rules of Procedure (Rules) Rule 6.11. The parties were also informed that if any recording devices were being used, they were directed to immediately cease the recording of the hearing. In addition, the parties were informed that if any recording was surreptitiously made and used for any purpose, they will be referred to the RTB Compliance Enforcement Unit for the purpose of an investigation under the Act. Neither party had any questions about my direction pursuant to RTB Rule 6.11.

In addition, the parties confirmed their respective email addresses at the outset of the hearing and stated that they understood that the decision would be emailed to them.

Conclusion

The tenants are permitted to withdraw their application in full by consent of the agents for the landlord company.

The filing fee is not granted.

The decision will be emailed to both parties.

This decision is final and binding on the parties, unless otherwise provided under the *Act*, and 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: October 21, 2021

Residential Tenancy Branch