



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC, FFT, OLC, RP

Introduction

This hearing dealt with the tenants' application pursuant to the *Residential Tenancy Act* (the "**Act**") for:

- an order that the landlords make repairs to the rental unit pursuant to section 32;
- cancellation of the One Month Notice to End Tenancy for Cause (the "**Notice**") pursuant to section 47;
- an order requiring the landlords to comply with the Act, regulation or tenancy agreement pursuant to section 62; and
- authorization to recover the filing fee for this application from the landlords pursuant to section 72.

Tenant LM attended the hearing on behalf of both tenants. Neither landlord attended the hearing. LM stated that the parties had come to a mutual resolution of this dispute prior to the hearing, which allowed the tenants to remain in the rental unit. The tenants submitted a letter dated September 24, 2021 signed by all parties which stated that the landlords have rescinded the eviction and that the tenants would like to "stop the arbitration proceedings". Unfortunately, this request to withdraw the claim did not get processed in time by the RTB to allow the application to be withdrawn. As such, the hearing had to occur.

Based on the testimony of LM and the September 24, 2021 letter, I am satisfied that that the landlord has agreed to cancel the Notice.

As such, I order that the Notice is cancelled and of no force or effect. I dismiss all other parts of the tenants' 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: October 5, 2021

Residential Tenancy Branch