



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      CNC, FFT

### Introduction

This hearing was scheduled to deal with a tenant's application to cancel a One Month Notice to End Tenancy for Cause.

Both the landlord and the tenant appeared for the hearing. The tenant was assisted by legal counsel. The tenant also had a witness present at the start of the hearing but he was excluded shortly after the hearing commenced with instruction to wait to be called. It was unnecessary to call the witness during the remainder of the hearing.

It was undisputed that the tenant served the landlord with the proceeding package by registered mail sent on August 18, 2021.

It was also undisputed that the parties subsequently executed a Mutual Agreement to End Tenancy to be effective on September 30, 2021. The parties confirmed that the tenant has vacated the rental unit and the landlord has regained possession of the rental unit. As such, I find the application before me is moot and I did not consider it further.

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 19, 2021

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Residential Tenancy Branch