



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      **OPR, MNRL-S, FFL**

### Introduction

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

1. An Order of Possession for Unpaid Rent pursuant to Sections 46, 55 and 62 of the Act;
2. A monetary order to recover money for unpaid rent pursuant to Sections 26, 46 and 67 of the Act; and,
3. Recovery of the application filing fee pursuant to Section 72 of the Act.

The hearing was conducted via teleconference. The Landlord's Agent, SR, attended the hearing at the appointed date and time and provided affirmed testimony. The Tenants did not attend the hearing. I confirmed that the correct call-in numbers and participant codes had been provided in the Notice of Hearing. I also confirmed from the teleconference system that SR and I were the only ones who had called into this teleconference.

At the outset of this hearing, SR testified that he and the Tenants have entered into a mutual agreement to end this tenancy on December 31, 2021. SR also received \$5,000.00 the morning of the hearing to partially cover the outstanding rent and SR believes remaining rents will be paid. SR requested to withdraw this application, and that he is not seeking an Order of Possession or a Monetary Order at this time.

As the Landlord has withdrawn his application including all its claims, I do not find that the Tenants are prejudiced in these circumstances. I accept the withdrawal of the application and this matter is concluded. I make no findings on the merits of the claim.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under Section 9.1(1) of the Act.

Dated: November 05, 2021

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Residential Tenancy Branch