



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC, FFT

Tenant's Application Dismissed

The Tenant applies to cancel a One-Month Notice to End Tenancy received July 2, 2021 (the "One-Month Notice") pursuant to s. 47 of the *Residential Tenancy Act*. The Tenant also seeks return of their filing fee pursuant to s. 72.

P.D. appeared on his own behalf as Tenant. L.Y. appeared on her own behalf as Landlord. S.Y. appeared as translator for L.Y.. S.Y. certified that she had knowledge of the Cantonese language and was able to translate English to Cantonese, and vice versa, on behalf of the Landlord.

The parties affirmed to tell the truth during the hearing and were given a full opportunity to be heard, to present sworn testimony, question the other party, and to make submissions.

At the outset of the hearing, the Tenant advised having moved out of the rental unit on September 30, 2021 pursuant to a Two-Month Notice to End Tenancy issued after July 2, 2021. As the tenancy is over, the issue of whether the One-Month Notice should be cancelled or enforced is, therefore, moot. Accordingly, 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: November 04, 2021

Residential Tenancy Branch