



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes: Tenant: CNE, DRI, RR, RP, LRE, LAT, FFT
Tenant: CNR, MNDCT, PSF, LRE, OLC, LAT, FFT

Introduction

This hearing was convened in response to the tenant's cross applications pursuant to the *Residential Tenancy Act* (the "**Act**") for:

- an order that the landlords make repairs to the rental unit pursuant to section 32;
- a determination regarding their dispute of an additional rent increase by the landlords pursuant to section 43;
- cancellation of the 10 Day Notice to End Tenancy for Unpaid Rent (the "**Notice**") pursuant to section 46;
- 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;
- an order that the landlords provide services or facilities required by law pursuant to section 65;
- a monetary order for compensation for damage or loss under the Act, regulation or tenancy agreement in the amount of \$2250.00 pursuant to section 67;
- authorization to change the locks to the rental unit pursuant to section 70;
- an order to suspend or set conditions on the landlords' right to enter the rental unit pursuant to section 70;
- authorization to recover the filing fee for this application from the landlords pursuant to section 72.

All parties attended the hearing and were affirmed. The parties were advised that pursuant to rule 6.11 of the Residential Tenancy Branch Rules of Procedure (the "**Rules of Procedure**"), persons are prohibited from recording dispute resolution hearings, except as allowed by rule 6.12. As neither party had requested or been granted authorization to hire an accredited Court reporter as allowable under rule 6.12, I confirmed with the parties that they were not recording the hearing. The parties were provided the opportunity to present their evidence orally and in written and documentary form, and to make submissions at the hearing.

Preliminary Matters: Severing of Issue and Tenant's Withdrawal of Applications

The tenant applied for multiple remedies under the *Act* and filed multiple Dispute Resolution Applications. After reviewing the list of issues before me, I determined that

the matter of a rent increase was the subject of an earlier arbitration. I am therefore severing the request for a determination regarding their dispute of an additional rent increase by the landlords from this application.

At the outset of the hearing, the tenant requested to withdraw their applications in full as the tenant advised that they were no longer residing in the rental unit.

The landlord with the assistance of her interpreter concurred with the tenant's request to withdraw the applications.

I find that withdrawal of the tenant's applications does not prejudice either party and I allow the withdrawal as a result.

As the tenant withdrew their application in full, the tenant is not entitled to reimbursement of the filing fees.

Conclusion

The tenant's application is dismissed as withdrawn in full during the hearing.

The filing fees are not granted.

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: January 27, 2022

Residential Tenancy Branch
