



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding Darwin Properties Ltd.
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNC

Introduction, Preliminary and Procedural Matters-

This hearing dealt with the tenants' application for dispute resolution seeking remedy under the Residential Tenancy Act (Act) for:

- an order cancelling a One Month Notice to End Tenancy for Cause (One Month Notice).

Neither party submitted a copy of the Notice.

The tenant, who appeared after the hearing started, and the landlord's agent (agent) were in attendance. The parties were affirmed.

At the start of the hearing, the agent said the tenant vacated the rental unit approximately 10 days prior to the hearing. When the tenant appeared, he confirmed that he no longer lived in the rental unit. The agent confirmed they did not require an order of possession of the rental unit.

As a result, I find the tenants' application seeking cancellation of the One Month Notice is moot as the tenancy ended on or about January 21, 2022, the date the tenants vacated the rental unit.

Given the above, I **dismiss** the tenants' application, without leave to reapply.

Conclusion

The tenants' application is dismissed without leave to reapply as the tenancy ended on or about January 21, 2022, the date the tenants vacated the rental unit.

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*. Pursuant to section 77 of the Act, a decision or an order is final and binding, except as otherwise provided in the Act.

Dated: February 1, 2022

Residential Tenancy Branch