



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC, FF

Introduction, Preliminary and Procedural Matters-

This hearing dealt with the tenants' application for dispute resolution filed on September 21, 2021 seeking remedy under the Residential Tenancy Act (Act) for:

- an order cancelling a One Month Notice to End Tenancy for Cause (One Month Notice); and
- to recover the cost of the filing fee.

The tenants and the landlord's agent (agent) were in attendance. The parties were affirmed.

At the start of the hearing, the tenants confirmed that they vacated the rental unit on November 15, 2021. 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 November 15, 2021, the date the tenants vacated the rental unit.

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

As I did not consider the merits of the tenants' application and the landlord's Notice, I dismiss the tenants' request for recovery of the filing fee.

Conclusion

The tenants' application is dismissed without leave to reapply as the tenancy ended on or about November 15, 2021, 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 3, 2022

Residential Tenancy Branch