



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding CAPILANO PROPERTY MANAGEMENT SERVICES LITD.
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes:

MNSD, MNDCT, FFT

Introduction:

This hearing was convened in response to an Application for Dispute Resolution filed by the Tenant in which the Tenant applied for a monetary Order for money owed or compensation for damage or loss, for a rent reduction, for an Order requiring the Landlord to comply with the *Residential Tenancy Act (Act)* and/or the tenancy agreement, and for an Order requiring the Landlord to make repairs.

Issue(s) to be Decided:

Is there a need to issue an Order requiring the Landlord to repair the refrigerator?
Is the Tenant entitled to compensation/rent reduction because the refrigerator was not repaired in a timely manner?

Background and Evidence:

At the outset of the hearing the Tenant stated that he withdrew this Application for Dispute Resolution approximately ten days ago. The parties were advised that I did not have a record of the Application for Dispute Resolution being withdrawn.

Residential Tenancy Branch records show that the Tenant telephoned the Residential Tenancy Branch on February 17, 2021, in which he informed a Residential Tenancy Branch Information officer that he “may” wish to withdraw the Application for Dispute Resolution and that he “chooses to withdraw online”. I am unable to conclude the Tenant subsequently withdrew the Application for Dispute Resolution online.

At the hearing the Tenant stated that he still wishes to withdraw the Application for Dispute Resolution. The Landlord did not oppose the application to withdraw.

Analysis:

In these circumstances I find it reasonable to allow the Application for Dispute Resolution to be withdrawn.

Conclusion:

The Application for Dispute Resolution is withdrawn.

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: March 10, 2022

Residential Tenancy Branch