



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      CNC, FFT

### Introduction

On November 22, 2021, the Tenant made an Application for Dispute Resolution seeking to cancel a One Month Notice to End Tenancy for Cause (the “Notice”) pursuant to Section 47 of the *Residential Tenancy Act* (the “Act”) and seeking to recover the filing fee pursuant to Section 72 of the *Act*.

On November 23, 2021, this matter was set down for a hearing on March 11, 2022 at 11:00 AM.

The Landlord attended the hearing; however, the Tenant did not attend the hearing at any point during the 11-minute teleconference. At the outset of the hearing, I informed the parties that recording of the hearing was prohibited and they were reminded to refrain from doing so. They acknowledged this term, and they provided a solemn affirmation.

The Landlord advised that the Tenant had given up vacant possession of the rental unit on or around February 10, 2022.

As vacant possession of the rental unit has been returned to the Landlord already, and as the Tenant has not attended the hearing, it is not necessary to consider the issuance of an Order of Possession as the tenancy is already over.

### Conclusion

As vacant possession of the rental unit has been returned to the Landlord already, and

as the Tenant has not attended the hearing, 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: March 11, 2022

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Residential Tenancy Branch