



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding BC HOUSING
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNR

Introduction

This hearing was convened by way of conference call in response to an Application for Dispute Resolution filed by the Tenant on January 11, 2022 (the “Application”). The Tenant applied to dispute a 10 Day Notice to End Tenancy Issued for Unpaid Rent or Utilities issued January 11, 2022 (the “Notice”).

The Tenant appeared at the hearing. Nobody appeared at the hearing for the Landlord. I explained the hearing process to the Tenant. I told the Tenant they are not allowed to record the hearing pursuant to the Rules of Procedure (the “Rules”). The Tenant provided affirmed testimony.

Service

The Tenant submitted evidence prior to the hearing. The Landlord did not submit evidence. I addressed service of the hearing package and Tenant’s evidence.

The Tenant testified that the hearing package and their evidence were sent to the Landlord at the address on the Notice on January 21, 2022, by registered mail and that Tracking Number 508 relates to this. The Tenant submitted a customer receipt with Tracking Number 508 on it. I looked Tracking Number 508 up on the Canada Post website which shows the package was delivered January 27, 2022.

Based on the undisputed testimony of the Tenant, customer receipt and Canada Post tracking information, I am satisfied the Landlord was served with the hearing package and Tenant’s evidence in accordance with sections 88(c) and 89(1)(c) of the *Residential Tenancy Act* (the “Act”). Based on the Canada Post tracking information, I find the

Landlord received the package January 27, 2022. I also find the Tenant complied with rule 3.1 of the Rules in relation to the timing of service.

Withdrawal

The Tenant advised at the outset of the hearing that this matter has been resolved between them and the Landlord. The Tenant sought to withdraw the Application. I allowed the Tenant to withdraw the Application because the Tenant appeared at the hearing, I was satisfied the Landlord was served with the hearing package and Tenant's evidence and nobody appeared at the hearing for the Landlord.

The Application is withdrawn at the request of the Tenant.

Conclusion

The Application is withdrawn at the request of the Tenant.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under Section 9.1(1) of the *Act*.

Dated: April 08, 2022

Residential Tenancy Branch