



# Dispute Resolution Services

Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

**Dispute Codes** CNL, FFT

### **Introduction**

This hearing dealt with the tenant's application pursuant to the *Residential Tenancy Act* (the "**Act**") for:

- the cancellation of the Two Month Notice to End Tenancy for Landlord's Use of Property (the "**Notice**") pursuant to section 49; and
- authorization to recover the filing fee for this application from the landlord pursuant to section 72.

The tenant attended the hearing. The landlord was represented at the hearing by an agent ("**DT**") who lives in another unit in the residential property.

At the outset of the hearing, the tenant advised me that she had vacated the rental unit at the end of June 2022. I advised her that, as such, her application to cancel the Notice is moot. She indicated that she wanted to make a claim against the landlord for failure to move into the rental unit after evicting her. I advised her that she could not amend her claim seeking this relief and would have to make an additional application. I directed her to contact the Residential Tenancy Branch Information Officer phone line for further information as to how to do this.

As the tenant no longer resides in the rental unit, I find that this application is moot. Accordingly, I dismiss the 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: August 11, 2022

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Residential Tenancy Branch