



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPC, FFL

Pursuant to section 58 of the *Residential Tenancy Act* (the Act), I was designated to hear an application regarding a tenancy. On May 11, 2022, the landlord applied for:

- an order of possession, having served a One Month Notice to End Tenancy for Cause, dated March 3, 2022; and
- the filing fee.

Those present were affirmed and made aware of Residential Tenancy Branch Rule of Procedure 6.11 prohibiting recording dispute resolution hearings.

The landlord's agent testified they served the Notice of Dispute Resolution Proceeding (NDRP) on the tenant by registered mail on May 19, 2022 and provided a tracking number, as noted on the cover page of the decision. I find the landlord served the tenant in accordance with section 89 of the Act, and deem the NDRP received by the tenant on May 24, 2022, in accordance with section 90 of the Act.

At the beginning of the hearing, the landlord's agent testified they had been granted an order of possession in a previous hearing, as noted on the cover page.

Therefore, in accordance with section 62(4)(b), I dismiss the landlord's application for an order of possession as it is moot.

As the matter was previously resolved, I decline to award the filing fee.

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: September 16, 2022

Residential Tenancy Branch