



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      CNL-MT, FFT

### Introduction

The Tenant filed an Application for Dispute Resolution on May 26, 2022 seeking an order to cancel the Two Month Notice to End Tenancy for Landlord's Use of Property (the "Two-Month Notice"). Additionally, they seek reimbursement of the Application filing fee. The matter proceeded by way of a hearing pursuant to s. 74(2) of the *Residential Tenancy Act* (the "Act") on October 4, 2022.

The Landlord only attended the hearing to speak to the issue at hand. At the start of the hearing they provided that the Tenant already moved out of the rental unit on July 8, 2022. Given this information and the Tenant's non-attendance in this hearing, I find conclusively that the tenancy has ended. Given that the tenancy has ended, the validity of the Two-Month Notice is not in issue.

### Conclusion

I dismiss the Tenant's Application without leave to reapply and there is no reimbursement of the Application filing fee. This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under s. 9.1(1) of the *Act*.

Dated: October 4, 2022

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Residential Tenancy Branch