Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes   MNETC, FFT

Introduction and Preliminary Matters

On May 4, 2022, the Tenant made an Application for Dispute Resolution seeking a Monetary Order for compensation pursuant to Section 51 of the *Residential Tenancy Act* (the "*Act*") and seeking to recover the filing fee pursuant to Section 72 of the *Act*.

On May 13, 2022, this matter was set down for a hearing on December 12, 2022, at 1:30 PM.

The Tenant attended the hearing; however, the Landlord did not attend the hearing at any point during the 28-minute teleconference. At the outset of the hearing, I informed the Tenant that recording of the hearing was prohibited and she was reminded to refrain from doing so. As well, she provided a solemn affirmation.

Rule 7.1 of the Rules of Procedure stipulates that the hearing must commence at the scheduled time unless otherwise decided by the Arbitrator. The Arbitrator may conduct the hearing in the absence of a party and may make a Decision or dismiss the Application, with or without leave to re-apply.

Service of the Notice of Hearing package and documentary evidence was discussed. However, the Tenant advised that she wanted to withdraw her Application in full because she did have a copy of the Landlord's Two Month Notice to End Tenancy for Landlord's Use of Property.

I find that the Tenant's request to withdraw the Application in full does not appear to prejudice the Landlord. Therefore, the Tenant's request to withdraw the Application in

full was granted. I note this Decision does not extend any applicable timelines under the *Act*.

Conclusion

The Tenant has withdrawn her Application in full. I have not made any findings of fact or law with respect to the Application.

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: December 12, 2022

_____
Residential Tenancy Branch