



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNR, OLC

Introduction

This hearing was convened as a result of the Tenant's application under the *Residential Tenancy Act* (the "Act") for:

- disputing a 10 Day Notice to End Tenancy for Unpaid Rent or Utilities pursuant to section 46; and
- an order that the Landlord comply with the Act, the regulations, or tenancy agreement pursuant to section 62.

The Tenant and the Tenant's advocate, SP, attended this hearing. The Landlord did not attend. SP explained that the Tenant did not know he had to serve the Landlord with the notice of dispute resolution proceeding package for this hearing.

Preliminary Matter – Tenancy Has Ended

Records of the Residential Tenancy Branch indicate that an Order of Possession for the rental unit had already been granted to the landlord, More Than A Roof Housing Society, in a previous dispute resolution proceeding (file number referenced on cover page of this decision). The Tenant stated that he had been in the hospital and was unable to attend that hearing. The Tenant confirmed he is no longer residing in the rental unit.

Based on the Tenant's testimony, I find that the claims on this application are no longer viable because the tenancy has already ended.

Conclusion

This application is dismissed in its entirety without leave to re-apply due to circumstances that have rendered it moot.

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 16, 2022

Residential Tenancy Branch