



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      CNC

### Introduction

This hearing was convened as a result of the Tenant's Application for Dispute Resolution. The participatory hearing was held on December 16, 2022. The Tenant applied for the following relief, pursuant to the *Residential Tenancy Act* (the "Act"):

- cancellation of the Landlord's 1 Month Notice to End Tenancy for Cause pursuant to section 47 (the Notice); and,

The hearing was by telephone conference and began promptly, as scheduled, at 1:30 p.m. Pacific Time on December 16, 2022, as per the Notice of a Dispute Resolution Hearing provided to the Tenants. The line remained open while the phone system was monitored for 10 minutes and the only participant who called into the hearing during this time was the respondent Landlord who was ready to proceed. The Landlord testified that the Tenants have already moved out of the rental unit. As such, she does not need another order of possession as part of this hearing.

After the ten minute waiting period, the Tenants' application was **dismissed in full, without leave to reapply**.

Further, the Landlord testified that she does not need an order of possession at this time because the Tenants have already moved out.

### Conclusion

I dismiss the Tenants' 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: December 19, 2022

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Residential Tenancy Branch