



# Dispute Resolution Services

Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

**Dispute Codes**      OPR-DR

### **Introduction**

This hearing dealt with the landlords' application pursuant to the *Residential Tenancy Act* (the "**Act**") for an order of possession for non-payment of rent pursuant to section 55.

This matter was reconvened from an *ex parte*, direct request proceeding by way of an interim decision issued August 26, 2022.

The tenants did not attend this hearing, although I left the teleconference hearing connection open until 9:40 am in order to enable them to call into the hearing scheduled to start at 9:30 am. Landlord DL attended the hearing and was given a full opportunity to be heard, to present affirmed testimony, to make submissions and to call witnesses. I confirmed that the correct call-in numbers and participant codes had been provided in the Notice of Dispute Resolution Proceeding. I used the teleconference system to confirm that DL and I were the only ones who had called into the hearing.

DL advised me that the tenants have vacated the rental unit pursuant to an order of possession issued October 25, 2022 following an application before a different arbitrator on a different issue. As such, she testified that the landlords no longer require the relief sought in this application.

As this application is moot, I dismiss it 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: January 12, 2023

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Residential Tenancy Branch