



# Dispute Resolution Services

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Residential Tenancy Branch  
Ministry of Housing

A matter regarding 1280250 BC LTD  
and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes      ERP, FF

### Introduction, Preliminary and Procedural Matters-

This hearing convened by teleconference on January 12, 2023, to deal with the tenant's application for dispute resolution seeking remedy under the Residential Tenancy Act (Act) for an order requiring the landlord to make emergency repairs to the rental unit for health or safety reasons and recovery of the cost of the filing fee.

The tenant, the tenant's agent, the landlord and the landlord's legal counsel (counsel) were present.

The hearing was adjourned due to the length of time taken for discussion of evidence issues. An Interim Decision was issued on ,January 16, 2023, which is incorporated by reference and should be read in conjunction with this Decision.

At the reconvened hearing, the tenant's agent and counsel attended. At the outset of the hearing, the agent said they had attempted to withdraw the tenant's application prior to the hearing. The agent confirmed that they want to withdraw the tenant's application. Counsel agreed to the withdrawal.

I therefore find the tenant's application is mutually withdrawn. As a result, I find it was no longer necessary to consider the merits of the tenant's application. As I have not considered the merits of the tenant's application, I decline to award recovery of the filing fee.

As no further action is required on this file, the file is closed.

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: February 21, 2023

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Residential Tenancy Branch