



Dispute Resolution Services

Residential Tenancy Branch
Ministry of Housing

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DECISION

Dispute Codes CNL CNC OLC FFT

Introduction

The tenants filed two applications requesting orders cancelling two notices to end the tenancy under the *Residential Tenancy Act*. One of the applications also included a claim for an order for landlord compliance, and both applications included a claim to recover the cost of the application fees.

Preliminary Issue: Issues are Moot

It should be noted that at a previous hearing on August 29, 2023, an arbitrator issued a decision, a monetary order, and an order of possession regarding this tenancy (see Other File No., referenced on the cover page of this Decision). That decision and those orders have not been set aside, and as such the tenancy was ended as of the effective date set out in the order of possession, which was September 1, 2023.

Given that the tenancy has ended, the issues with which the two present applications are before me are now moot. There is, in other words, nothing for me to arbitrate or make any decisions upon. Accordingly, the applications are dismissed without leave to reapply.

One of the tenants and one of the landlords attended the hearing and both parties acknowledged my explanation for why these matters were not heard.

Dated: October 13, 2023

Residential Tenancy Branch