



Dispute Resolution Services

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Residential Tenancy Branch
Ministry of Public Safety and Solicitor General

DECISION

Dispute Codes CNR, OLC, FF

Introduction

This hearing dealt with the tenants' Application for Dispute Resolution seeking to cancel a notice to end tenancy and for an order to have the landlord comply with the *Residential Tenancy Act (Act)*, regulation or tenancy agreement.

The hearing was conducted via teleconference and was attended by both tenants only. The landlord did not attend.

The tenant testified that he served the landlord with notice of this hearing by registered mail on January 5, 2011 and provided confirmation by way of producing a tracking number. I accept the landlord was served in accordance with the *Act* and sufficiently for the purposes of this hearing.

The tenant noted that they had moved out of the rental unit on December 31, 2010 and as such there is no need to cancel a notice to end tenancy nor for an order to have the landlord comply with the *Act*.

Issue(s) to be Decided

The issues to be decided are whether the tenants are entitled to cancel a 10 Day Notice to End Tenancy for Unpaid Rent; for an order to have the landlord comply with the *Act*, regulation or tenancy agreement; and to recover the filing fee from the landlord for the cost of the Application for Dispute Resolution, pursuant to Sections 28, 29, 46, 67, and 72 of the *Act*.

Conclusion

For the reasons noted above, I dismiss the tenants' Application in its entirety.

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 19, 2011.

Residential Tenancy Branch