



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding SUTTON CENTRE REALTY
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes: *CNR, FF*

Introduction

This hearing dealt with an application by the tenant for an order to set aside a notice to end tenancy for nonpayment of utilities. The tenant also applied for the recovery of the filing fee.

Both parties attended the hearing and had opportunity to be heard.

At the start of the hearing, the landlord informed me that these matters that the tenant has applied for were the subject of a proceeding that was scheduled to be heard on July 19, 2013.

On June 06, 2013, the landlord served the tenant with a notice to end tenancy for unpaid utilities. The amount if any, of unpaid utilities is to be determined in the upcoming hearing. Therefore I am unable to decide whether this notice to end tenancy should be upheld or set aside until it is determined whether the tenant owes the landlord utilities and if so in what amount.

Conclusion

The tenant's application is dismissed.

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: July 11, 2013

Residential Tenancy Branch

