



Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPR, MNR

Introduction

This hearing dealt with the landlord's application pursuant to the *Residential Tenancy Act* (the *Act*) for:

- an Order of Possession for unpaid rent, pursuant to section 55; and
- a monetary order for unpaid rent, pursuant to section 67.

The tenants did not attend the hearing, which lasted approximately 35 minutes. The landlord attended the hearing and was given a full opportunity to be heard, to present sworn testimony, to make submissions and to call witnesses. This hearing was originally scheduled as a direct request proceeding, which is a non-participatory hearing. An "interim decision," dated March 16, 2015, was issued by an adjudicator for the direct request proceeding. The interim decision adjourned the direct request proceeding to this participatory hearing. The interim decision found that service of the 10 Day Notice could not be confirmed. During the hearing, the landlord was unable to properly confirm the methods of service and the persons served with the 10 Day Notice. The landlord stated that he wished to withdraw his application for the monetary order for February 2015 rent. The landlord confirmed that he wished to withdraw his application for an order of possession, as he no longer required it since the tenants vacated the rental unit.

Conclusion

The landlord's application for an order of possession is withdrawn. The landlord's application for a monetary order for February 2015 rent is withdrawn, with leave to reapply.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: April 24, 2015

Residential Tenancy Branch

