



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

**Dispute Codes**      CNC RP OLC

### **Introduction**

This hearing dealt with dual (duplicate) Applications for Dispute Resolution filed by the tenant to cancel a Notice to End Tenancy for Cause dated January 04, 2020, and for an Order compelling the landlord to enact repairs.

The applicant tenant was provided with a copy of the Notice of a Dispute Resolution Hearing after filing their applications dated January 06, 2020. The tenant, however, did not attend the hearing set for today at 9:30 a.m. The phone line remained open for no less than fourteen minutes and was monitored throughout this time. The only parties to call into the hearing were the 2 representatives for the respondent landlords.

### **Analysis and Conclusion**

Pursuant to the Rules of Procedure, following the requisite 10-minute waiting period, the application of the tenant was **dismissed**, without leave to reapply. The landlord submitted that they had withdrawn the subject Notice to End Tenancy for Cause. I find the landlord's Notice effectively moot. In the circumstances of this matter Section 55(1) of the Act does not operate to grant the landlord an Order of Possession.

**This Decision is final and binding.**

*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: March 09, 2020

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Residential Tenancy Branch