



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Code: CNC

Introduction

The tenant filed an application for dispute resolution on September 30, 2020 seeking an order to cancel a One Month Notice to End Tenancy for Cause (the "Notice"), pursuant to section 47 of the *Residential Tenancy Act* ("Act"). A hearing was held on December 11, 2020, and the tenant and his support worker attended the hearing and provided affirmed testimony. The landlord did not attend the hearing, which ended at 11:05 AM.

Preliminary Issue: Cancellation of Notice

The tenant's support worker (A.) testified under oath that the landlord had canceled the Notice (no copy of the Notice was submitted into evidence). There was some previous email communication between the landlord and A.'s manager, who passed along the email to A. The landlord had apparently planned to contact the Residential Tenancy Branch to advise that they had cancelled the Notice. For some unknown reason, the landlord was not able to, or did not, do this. In any case, based on the oral evidence of A., I am satisfied and do find that the landlord has cancelled the Notice.

Given on the above, I hereby order that the application be withdrawn.

This decision is made on authority delegated to me under section 9.1(1) of the Act.

Dated: December 11, 2020

Residential Tenancy Branch