



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNR, OLC

Introduction

This hearing was convened as a result of the Tenant's application under the *Residential Tenancy Act* (the "Act") for:

- disputing a 10 Day Notice to End Tenancy for Unpaid Rent or Utilities dated July 4, 2022 pursuant to section 46; and
- an order that the Landlord comply with the Act, the regulations, or tenancy agreement pursuant to section 62.

The Landlord attended this hearing. The Tenant did not attend. I left the teleconference hearing connection open until 11:22 am in order to enable the Tenant to call into the hearing scheduled to start at 11:00 am. I confirmed that the correct call-in numbers and participant access code had been provided in the notice of dispute resolution proceeding. I used the teleconference system to confirm that the Landlord and I were the only ones who had called into the hearing.

Preliminary Matter – Tenancy Has Ended

The Landlord testified that the Tenant moved out of the rental unit on October 1, 2022. The Landlord confirmed the parties had signed a mutual agreement to end tenancy, in which the Landlord agreed to abandon her claim for unpaid rent against the Tenant.

Based on the Landlord's testimony, I find that all of the claims in this application are moot, given that the tenancy has ended and the Landlord is no longer pursuing the Tenant for unpaid rent.

Conclusion

This application is dismissed in its entirety without leave to re-apply due to circumstances that have rendered it moot.

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: December 02, 2022

Residential Tenancy Branch