

DECISION

Dispute Codes MNDC RP LRE FF

Introduction

This hearing dealt with an Application for Dispute Resolution by the tenant for a Monetary Order for money owed or compensation for damage and loss, an Order to set conditions on the landlord's right to enter the rental unit, to Order the landlord to make required repairs, and to recover the cost of the filing fee from the landlord.

No one was in attendance for either the landlord or the tenant.

Issue(s) to be Decided

Has the tenant proven entitlement to a Monetary Order pursuant to Sections 32, 67, and 72 of the *Residential Tenancy Act*? Has the tenant proven that an Order to have required repairs completed is warranted under the *Act*?

Background and Evidence

There was no additional evidence or testimony provided as there was no one in attendance at the scheduled hearing.

Analysis

Section 61 of the *Residential Tenancy Act* states that upon accepting an application for dispute resolution, the director must set the matter down for a hearing and that the Director must determine if the hearing is to be oral or in writing. In this case, the hearing was scheduled for an oral teleconference hearing.

In the absence of the applicant tenant, the telephone line remained open while the phone system was monitored for ten minutes and no one on behalf of the applicant tenant or the respondent landlord called into the hearing during this time. Based on the

aforementioned I find that the tenant has failed to present the merits of his application and the application was dismissed at 1:40 p.m.

Conclusion

I HEREBY DISMISS the tenant's application for a Monetary Order and an Order to request landlord's actions, without 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: June 16, 2009.

Dispute Resolution Officer