

DECISION

Dispute Codes MNR MNDC

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 and for the cost of emergency repairs.

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

Issue(s) to be Decided

Has the tenant proven that she is entitled to a Monetary Order pursuant to Sections 33 and 38 of the *Residential Tenancy 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 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 her application and the application was dismissed at 9:40 a.m.

Conclusion

I HEREBY DISMISS the tenant's application for a Monetary Order, 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 17, 2009.

Dispute Resolution Officer