

DECISION

Dispute Codes CNC

Introduction

This matter dealt with an application by the Tenant to cancel a One Month Notice to End Tenancy for Cause dated February 18, 2010. The hearing started at 1:30 p.m. as scheduled however by 1:40 p.m. neither party had dialled into the conference call.

As there has been no hearing into the merits of the Tenant's application it is dismissed with leave to reapply. However, section 66(3) of the Act states that the Director may not extend the time limit to make an application for dispute resolution to dispute a notice beyond the effective date. A copy of the Notice was not submitted as evidence, however, if it is an enforceable notice with an effective date of March 31, 2010, the Tenant would not be entitled to reapply to cancel this Notice after March 31, 2010.

Conclusion

The Tenant's application is dismissed. 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 29, 2010.

Dispute Resolution Officer