

## **DECISION**

Dispute Codes      MNDC, FF, O

### Introduction

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. The hearing commenced on February 15, 2010 and was adjourned to allow the applicant time to send in additional evidence he wished to relay on. The reconvened hearing went ahead as scheduled on April 07, 2010 at 09.00 am. The landlords' agent dialed into the hearing. The telephone line remained open while the phone system was monitored for over ten minutes and no one on behalf of the tenant called into the hearing during this time.

Based on the above I find that the tenant has failed to present the merits of his application and the application is dismissed 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: April 07, 2010.

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Dispute Resolution Officer