

## **DECISION**

Dispute Codes      OPR MNR

### Introduction

This was a reconvened hearing as a result of a review request. The Original hearing dealt with an Application for Dispute Resolution by the Landlord seeking an Order of Possession for unpaid rent and a Monetary Order for unpaid rent. A decision was rendered on March 8, 2010 for the original hearing which was held on March 5, 2010. A review application was received on March 11, 2010 whereby a review hearing was granted and scheduled for today.

### Issues(s) to be Decided

Do the original decision and orders issued on March 8, 2010, in favour of the Landlord stand?

### 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 review Applicant and respondent Landlord, the telephone line remained open while the phone system was monitored for ten minutes and no one on behalf of the review Applicant or respondent Landlord called into the hearing during this

time. Based on the aforementioned I find that the review Applicants have failed to present the merits of their review application and the application is hereby dismissed.

### Conclusion

**I HEREBY DISMISS** the review Applicants' request for review of the original orders.

The Original Decision, Order of Possession, and Monetary Order, dated March 8, 2010, are of full force and effect.

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 23, 2010.

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Dispute Resolution Officer