

DECISION

Dispute Codes OPR, OPC, MNR, MNSD, FF
CNC, FF

Introduction

This matter dealt with an application by the Tenants to cancel a One Month Notice to End Tenancy for Cause dated March 22, 2010 and to recover the filing fee for this proceeding. The Landlord applied for an Order of Possession and a Monetary Order for unpaid rent, to recover the filing fee for this proceeding and to keep the Tenants' security deposit in partial payment of those amounts.

The hearing started at 11:00 am as scheduled however by 11:10 a.m. neither party had dialled into the conference call. As there has been no hearing into the merits of the Landlords' application, it is dismissed with leave to reapply. However, as the time limits for applying to cancel a notice under s. 47 and s. 66 of the Act have now expired, the Tenants' application is dismissed without leave to reapply.

Conclusion

The Tenants' application is dismissed without leave to reapply. The Landlord's application is dismissed with 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: May 05, 2010.

Dispute Resolution Officer