

DECISION

Dispute Codes: CNC

Introduction

This application was brought by the tenant seeking to have set aside a one-month Notice to End Tenancy for cause dated July 27, 2010.

Despite having been served with the Notice of Hearing in person on August 13, 2010 according to the sworn evidence of the tenant, the landlord did not call in to the number provided to enable his participation in the telephone conference call hearing. Therefore, the hearing proceeded in his absence.

Issues to be Decided

This application requires a decision on whether the Notice to End Tenancy should be set aside or upheld.

Background and Evidence

This tenancy began approximately three years ago according to the tenant. Rent is \$375 per month.

During the hearing, the tenant gave evidence that he was not clear on why the landlord had served the Notice to End Tenancy.

He stated that although the Notice was dated July 27, 2010, it had been slipped under is door on approximately August 7, 2010.

Analysis

In the absence of the landlord and any evidence in support of the Notice to End Tenancy, I find that it must be set aside.

Conclusion

The Notice to End Tenancy dated July 27, 2010 is set aside and is of no force or effect and the tenancy continues.

August 27, 2010
