

DECISION

Dispute Codes CNC, CNR, FF

This hearing dealt with an Application for Dispute Resolution by the Tenants for an order to cancel a 10 Day Notice for Unpaid Rent and a One Month Notice to End Tenancy for Cause.

Issue(s) to be Decided

Are the Tenants entitled to an Order cancelling the Notices to End Tenancy?

Background and Evidence

This matter was set for hearing at 9:30 a.m. on this date. The applicants failed to attend the hearing by 9:46 a.m. The Act states:

Commencement of the dispute resolution proceeding

The dispute resolution proceeding must commence at the scheduled time unless otherwise decided by the Dispute Resolution Officer. The Dispute Resolution Officer may conduct the dispute resolution proceeding in the absence of a party and may make a decision or dismiss the application, with or without leave to re-apply.

In the absence of an appearance by the applicant by 9:46 a.m., this application is abandoned and dismissed without leave to reapply.

The Landlord made an oral request for an Order of Possession, effective **2 days** after service on the Tenants, pursuant to section 55(1) of the Act.

Analysis

Based on the above, the testimony and evidence, and on a balance of probabilities, I find as follows:

I find that the Landlord is entitled to an order of possession effective **2 days** after service on the Tenants. This order may be filed in the Supreme Court and enforced as an order of that Court.

Conclusion

The Tenants' application is dismissed without leave to reapply.

The Landlord is granted an order of possession.

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: November 05, 2010.

Dispute Resolution Officer