

REVIEW HEARING DECISION

Dispute Codes: MNR, MNDC, MND, MNSD and FF

Introduction

This matter was originally heard on February 25, 2011 as recorded in my Decision and Monetary Order of that date.

The tenant did not participate in that hearing, and on May 4, 2011 made application for a Review Hearing on the grounds that she had not been served with notice of the original hearing.

The present Review Hearing was granted by a Review Consideration decision dated May 11, 2011 in which my decision and order of February 25, 2011 were suspended pending the outcome of the present Review Hearing.

Despite having made application for this review hearing, the tenant did not call in to the number provided to enable her participation in the telephone conference call hearing which convened at 1:30 p.m. as scheduled and was held open for 10 minutes.

The landlord did attend and was again prepared to submit and respond to the tenant's challenge of evidence he had given at the original hearing.

As noted in the Review Consideration Hearing of May 11, 2011, "Failure to attend the hearing at the scheduled time, with all relevant evidence and/or witnesses, will result in a decision being made on the basis of any information before the Dispute Resolution Officer and the testimony of the party in attendance at the hearing.

In the absence of the tenant who application resulted in this Review Hearing, I find that my Decision and Order of February 25, 2011 are reinstated and the landlord is now at liberty to enforce the Monetary Order for \$18, 292.77 through the Provincial Court of British Columbia.

The parties are reminded that, under section 79(7) of the *Act* which sets out the provisions for applications for review, "A party to a dispute resolution proceeding may make an application under this section only once in respect of the proceedings."

June 8, 2011