



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      CNC

### Introduction

This conference call hearing was convened in response to the tenant's application for cancellation of a 1 Month Notice to End Tenancy for Cause and was scheduled for a conference call hearing at 9:00 AM on this date. The landlord in this matter attended the conference call. As the tenant did not call into the conference call by 9:15 AM, this application is dismissed without leave to reapply.

Section 55(1) of the *Residential Tenancy Act* states:

*"If a tenant makes an application for dispute resolution to dispute a landlord's notice to end a tenancy, the director must grant an order of possession of the rental unit to the landlord if, at the time scheduled for the hearing,*

- (a) The landlord makes an oral request for an order of possession, and*
- (b) The director dismisses the tenant's application or upholds the landlord's notice."*

I have dismissed the tenant's application to dispute the Notice to End Tenancy and the landlord made an oral request for an order of possession at the hearing. Section 55(3) of the Act allows me to specify the date that the Order of Possession takes effect.

### Conclusion

I grant the landlord an Order of Possession effective July 31<sup>st</sup>, 2011 after service upon the tenant. This Order may be filed in the Supreme Court of British Columbia and enforced as an Order of that Court.

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: July 25, 2011.

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Residential Tenancy Branch