



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNDC

Introduction

I was designated to hear this matter under section 58 of the *Residential Tenancy Act* (the *Act*). This hearing dealt with the Applicant's application pursuant to section 67 of the *Act* in respect of the above-noted tenancy for a monetary order for compensation for damage or loss under the *Act*, regulation or tenancy agreement.

The Respondent appeared at the Burnaby Office of the Residential Tenancy Branch for the hearing of this matter at the appointed 1:30 p.m. time for this hearing. The Applicant did not attend although I waited until 1:45 p.m. to enable her to attend this hearing.

The Respondent provided a copy of the Notice of Hearing she received to advise her of this hearing.

Rule 10.1 of the Rules of Procedure provides as follows:

10.1 Commencement of the hearing The hearing must commence at the scheduled time unless otherwise decided by the arbitrator. The arbitrator may conduct the hearing in the absence of a party and may make a decision or dismiss the application, with or without leave to re-apply.

Accordingly, **in the absence of any evidence or submissions from the applicant, I order the application dismissed without liberty 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: December 21, 2011

Residential Tenancy Branch