



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      MNR, MNSD, FF

### Introduction

Pursuant to the *Residential Tenancy Act*, R.S.B.C. (the *Act*), I was designated to hear this matter under section 58. This hearing dealt with an application from the landlord for:

- a monetary order for unpaid utilities pursuant to section 67;
- authorization to retain all or a portion of the tenant's security deposit in partial satisfaction of the monetary order requested pursuant to section 38; and
- authorization to recover his filing fee for this application and a previous application for dispute resolution from the tenant pursuant to section 72.

While the Respondent attended the hearing by way of conference call, the Applicant did not, although I waited until 9:41 a.m. in order to enable the Applicant to connect with this hearing scheduled for 9:30 a.m.

Rule 10.1 of the Rules of Procedure provides as follows:

**10.1 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 the applicant's participation in this hearing, 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: January 11, 2012

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Residential Tenancy Branch