



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MT, CNC, RP, FF

This matter was scheduled for a conference call hearing at 1:30 PM on this date. The Respondent in this matter attended the conference call. As the applicant for this matter did not call into the conference call by 1:45 PM, this application is dismissed without leave to reapply.

During the conference call the landlord made an oral request for an Order of Possession.

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.”*

Since the tenant’s application is dismissed and I uphold the tenant’s notice that was provided with the tenant’s application, the landlord is entitled to an order of possession.

Conclusion

I grant the landlord an Order of Possession effective at 1:00PM, February 28th, 2012.

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: February 23, 2012.

Residential Tenancy Branch