



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      CNC

### Introduction

This hearing dealt with an application by the tenant to cancel a notice to end tenancy for cause. This matter was set for hearing by telephone conference call at 1:00 p.m. on this date. The line remained open while the phone system was monitored for ten minutes and the only participant who called into the hearing during this time was the respondent landlord. Therefore, as the applicant tenant did not attend the hearing by 1:10 p.m., and the respondent landlord appeared and was ready to proceed, I dismiss the claim without leave to reapply.

The landlord orally requested an order of possession in the hearing, and stated that they would be willing to have the order effective April 30, 2012. When a tenant applies to cancel a notice to end tenancy and the landlord verbally requests an order of possession in the hearing, I must issue an order of possession. Accordingly, I grant the landlord an order of possession.

### Conclusion

The tenant's application is dismissed.

I grant the landlord an order of possession effective April 30, 2012. The tenant must be served with the order of possession. Should the tenant fail to comply with the order, the 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: March 7, 2012.

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Residential Tenancy Branch