



Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPL, FF

Introduction

This hearing dealt with an application by the landlords for an order of possession. Despite having been personally served with the application for dispute resolution and notice of hearing on May 14, the tenants did not participate in the conference call hearing.

Issue to be Decided

Is the landlord entitled to an order of possession?

Background and Evidence

The landlords' undisputed testimony is as follows. On March 31, 2012, the tenants were personally served with a 2 month notice to end tenancy which they did not dispute.

Analysis

I accept the landlords' undisputed testimony and I find that on March 31, 2012 the tenants were personally served with a 2 month notice to end tenancy. The tenants did not apply to dispute the notice within 15 days and pursuant to section 49(9) of the Act, they are conclusively presumed to have accepted that the tenancy ended on the effective date of the notice. I find that the landlords are entitled to an order of possession and I grant them a formal order which may be filed in the Supreme Court for enforcement.

I find that the landlords are entitled to recover the filing fee paid to bring their application. They may deduct \$50.00 from the security deposit.

Conclusion

The landlords are granted an order of possession and may deduct \$50.00 from the security deposit.

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: June 04, 2012

Residential Tenancy Branch