

## **DECISION**

Dispute Codes      CNR, RR

This is an application filed by the Tenant to cancel a notice to end tenancy issued for unpaid rent and to be able to reduce rent for repairs, services of facilities agreed upon but not provided.

The Tenant did not attend. The Landlord attended the hearing by conference call and gave undisputed testimony. Neither party has submitted any documentary evidence.

At the beginning of the hearing the Landlord made an oral request to end the tenancy and to receive an order of possession.

As the Tenant has applied to cancel a notice to end tenancy, but has not submitted a copy of the notice, the Landlord states that the Tenant was served a 10 day notice to end tenancy dated June 2, 2012 for rent arrears for May and June 2012 for \$1,400.00 (\$700.00 per month). Rent is normally due on the 1<sup>st</sup> of each month. The Landlord states that the effective date listed on the notice was for June 12, 2012.

As the Tenant has failed to attend the hearing and the Landlord has attended in response to the Application filed, the Tenant's Application is dismissed without leave to reapply.

I am satisfied based upon the undisputed testimony of the Landlord that the Tenant was served with a 10 day notice to end tenancy for unpaid rent and that the Tenant failed to pay the outstanding rent within 5 days of receiving the notice. The Landlord is entitled to an order of possession. The Tenant must be served with 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: June 26, 2012.

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Residential Tenancy Branch