



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

### Dispute Codes:

CNC

The tenants applied to Cancel a 1 Month Notice to End Tenancy for Cause.

The landlord was present, with his witnesses, at the scheduled start of the hearing; 1:30 p.m. By 1:40 p.m. the tenants had not entered the conference call hearing.

At 1:40 p.m. I dismissed the tenant's application, as they failed to attend the hearing in support of their application.

The landlord requested an Order of possession.

Section 55(1) of the Act provides:

**55** (1) *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*

Therefore, as the landlord requested an Order of possession and the tenant's application is dismissed, I find that the landlord is entitled to an Order of possession effective July 31, 2012, at 1 p.m.; the vacancy date indicated on the Notice.

### Conclusion

The tenant's application is dismissed.

The landlord has been granted an Order of possession that is effective **at 1 p.m. on July 31, 2012**. This Order may be served on the tenants, filed with the Supreme Court of British Columbia and enforced as an Order of that Court.

This decision is final and binding on the parties, unless otherwise provided under the Act, and 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: July 20, 2012.

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Residential Tenancy Branch