



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

### Dispute Codes:

MNDC

### Introduction

This hearing was convened in response to an Application for Dispute Resolution, in which the Tenant applied for a monetary Order for money owed or compensation for damage or loss.

The hearing was originally convened on June 20, 2012 and the matter was heard by a different Dispute Resolution Officer. That Dispute Resolution Officer was unable to render a decision in this matter for reasons beyond her control.

The hearing was reconvened on this date by the Residential Tenancy Branch. The Notice of Hearing for the new date was sent, via email, to the Tenant on July 17, 2012 and on July 18, 2012 the Tenant acknowledged receipt of the email.

### Issue(s) to be Decided

The issue to be decided is whether the Tenant is entitled to compensation for loss of personal property.

### Background and Evidence

There was no testimony provided, as the Tenant did not attend the hearing in support of the claim.

### Analysis

Section 61 of the *Residential Tenancy Act* states that upon accepting an application for dispute resolution, the director must set the matter down for a hearing and that the director must determine if the hearing is to be oral or in writing. In this case, the hearing was scheduled for an oral teleconference hearing.

The hearing was scheduled for 1:00 p.m. on this date; I dialled into the teleconference at 1:02 p.m., at which time the Landlord was dialled into the teleconference; I monitored the hearing until 1:13 p.m., by which time the Tenant had not appeared and at which time I concluded the hearing.

Conclusion

I find that the Tenant failed to diligently pursue the application and I therefore dismiss the application without leave to reapply.

Dated: July 30, 2012.

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Residential Tenancy Branch