

## **DECISION**

Dispute Codes      CNR MT FF

This hearing dealt with the tenants' Application for Dispute Resolution, seeking to cancel a 10 day Notice to End Tenancy for unpaid rent or utilities, for more time to make an application to dispute a Notice to End Tenancy, and to recovery the filing fee.

The applicant tenant did not appear at the hearing. An agent for the respondent landlord did attend the hearing. The hearing was by telephone conference call and was to begin at 11:00 a.m. on this date. The tenant was advised of the hearing day and time on the Notice of a Dispute Resolution document dated December 11, 2012 after filing their application. The line remained open while the phone system was monitored for eleven minutes and the only participant who called into the hearing during this time was the agent for the respondent landlord.

Therefore, as the applicant tenant did not attend the hearing by 11:11 a.m., the tenant's application was **dismissed in full** without leave to reapply.

Following my dismissal of the tenant's application, the agent for the landlord requested an order of possession. Under section 55 of the Act, I must grant that request.

Therefore, I grant and issue an order of possession effective **two days** after service upon the tenant. This order must be served on the tenant and may be enforced in the Supreme Court of British Columbia.

This decision is final and binding on the parties, except as 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: January 14, 2013