



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes MT, CNR

This is an application filed by the Tenant for more time to be allowed to make an application to dispute a notice and to cancel a notice to end tenancy issued for unpaid rent. The Tenants did not attend. The Landlords attended the hearing by conference call and gave undisputed testimony.

This hearing was scheduled for 10:30 am on this date. At 10:42 am, the Tenant's Application was dismissed without leave to reapply. The Landlord at this time made an oral application for an order of possession to end the tenancy. The Landlord has indicated that the Tenant was properly served with a 10 day notice to end tenancy for unpaid rent dated December 10, 2012. The Tenant's brother who is an occupant was served with the 10 day notice on December 10, 2012. The notice states that \$725.00 in rent was due on December 1, 2012 was unpaid and that the Tenants still occupy the rental and have not made any payments up to the date of this hearing.

I am satisfied based upon the undisputed testimony of the Landlord that a 10 day notice to end tenancy for unpaid rent was properly served on December 10, 2012 and have conclusively presumed to have accepted that the Tenancy is at an end. The Landlord is granted an order of possession. The Tenants must be served with the order of possession. Should the Tenants 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.

The Tenant's Application is dismissed without leave to reapply.  
The Landlord is granted an order of possession.

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: January 29, 2013

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Residential Tenancy Branch

