Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes:

CNC; CNL; CNR; FF

Introduction and Analysis

This Hearing was scheduled to hear the Tenant's application to cancel Notices to End Tenancy and to recover the cost of the filing fee from the Landlord.

This application was scheduled to be heard via teleconference on March 8, 2013, at 1:30 p.m. The Landlord signed into the conference on time and was ready to proceed, however by 1:40 p.m., the Tenant had not yet signed into the teleconference.

Rule 10.1 of the Residential Tenancy Branch Rules of Procedure provides as follows:

> **Commencement of Hearing** The hearing must commence at the scheduled time unless otherwise decided by the arbitrator. The arbitrator may conduct the hearing in the absence of a party and may make a decision or dismiss the application, with or without leave to re-apply.

I find that that the Tenant has abandoned her application, and therefore I dismiss the Tenant's application without leave to re-apply.

The Landlord stated that the Tenant has vacated the rental unit. He wished to give testimony with respect to losses that he alleges he incurred as a result of the tenancy. I explained to the Landlord that the only Application for Dispute Resolution that was before me was the Tenant's Application. The Landlord acknowledged that he has not filed his own Application for Dispute Resolution. The Landlord is at liberty to file his own Application, should he so desire.

Conclusion

The Tenant's application is dismissed **without leave to re-apply**.

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: March 08, 2013

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Residential Tenancy Branch