



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding 0895333 BC Ltd.
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNR, MT

Introduction and Analysis

This telephone conference call hearing was convened as the result of the tenant's application for dispute resolution under the Residential Tenancy Act (the "Act") for an order cancelling a 10 Day Notice to End Tenancy for Unpaid Rent (the "Notice") and for an order granting more time to make an application to cancel a notice to end tenancy.

The hearing began at 1:00 p.m. as scheduled and the telephone system remained open and was monitored for 10 minutes. During this time, the applicant/tenant did not dial into the telephone conference call hearing; however the respondent/landlord appeared and was ready to proceed with the hearing.

The landlord stated that he has previously been granted an order of possession for the rental unit for the same rental unit based upon the same Notice through his own application for dispute resolution. That Decision and order of possession for the rental unit were issued on April 17, 2013.

Conclusion

In the absence of the tenant to present her claim, pursuant to section 10.1 of the Residential Tenancy Branch Rules of Procedure (Rules), and due to the landlord previously being issued an order of possession for the rental unit, I dismiss the tenant's application, without leave to reapply.

The order of possession for the rental unit previously issued to the landlord remains in full force and effect.

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* and is being mailed to both the applicant and the respondent.

Dated: May 07, 2013

Residential Tenancy Branch

