



Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding Kenmark Investments Ltd.
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes OPC, FF

This matter dealt with the landlord's request for an order of possession based on a notice to end tenancy dated May 21, 2013 and effective on June 30, 2013 and was set for a hearing at 1:00 p.m. on this date. The tenant and her advocate appeared at the hearing and were ready and willing to proceed, but the landlord did not attend despite the hearing having been delayed for 10 minutes to give the landlord adequate opportunity to appear.

Because the landlord did not appear to advance the claim, the application is dismissed without leave to reapply. The landlord is therefore barred from obtaining an order of possession based on the May 21, 2013 notice and must issue a new notice to end tenancy if they wish to obtain 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: August 01, 2013

Residential Tenancy Branch

