



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding Soltera Haro Street Limited Partnership  
and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes      CNC OPC FF

### Introduction

This hearing dealt with applications by the landlord and the tenant, regarding a notice to end tenancy for cause. The hearing first convened on November 5, 2013, and was adjourned to deal with evidence issues. The landlord's agent and the tenant both participated in the teleconference hearing on this date.

The hearing reconvened on November 15, 2013, at 1:00 p.m. The line remained open while the phone system was monitored for ten minutes and the only participant who called into the hearing during this time was the landlord. Therefore, as the tenant did not attend the hearing by 1:10 p.m., and the landlord appeared and was ready to proceed, I dismissed the tenant's claim to cancel the notice to end tenancy.

### Order of Possession

As the tenant's application to cancel the notice was dismissed and I find the notice is valid, I accordingly grant the landlord an order of possession pursuant to the notice.

The landlord's application was successful, and they are therefore entitled to recovery of the \$50 filing fee for the cost of their application.

### Conclusion

I grant the landlord an order of possession effective two days from service. The tenant must be served with the order of possession. Should the tenant 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.

I grant the landlord an order under section 67 for the balance due of \$50. This order may be filed in the Small Claims Court and enforced as an order of that Court.

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: November 14, 2013

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Residential Tenancy Branch