Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards

Decision

Dispute Codes:

CNC, MT,

Introduction

This hearing is being held to consider an Application for Dispute Resolution by the tenant, filed on October 18, 2013, in which the applicant was requesting more time to file to dispute a One-Month Notice to End Tenancy for Cause. The Notice is dated September 26, 2013. Further, the tenant is seeking an order to force the landlord to complete repairs. .

This application was set to be heard by conference call at 10:30 a.m. The notice of hearing issued to each party by the Residential Tenancy Branch, required each participant to join in the conference call at the time scheduled by making a phone call to the number provided and entering the participant code identified.

Only the respondent landlord called in to the conference call. The line was held open for 15 minutes, but the applicant failed to appear and the hearing ended at 10:45 a.m. without any testimony being given.

Based on the above, the tenant's application was dismissed without leave to reapply.

At the hearing, the landlord made a request for an order of possession. Under the provisions of section 55(1)(a), upon the request of a landlord, I must issue an order of possession when I have upheld a Notice to End Tenancy.

I hereby issue an Order of Possession in favour of the landlord effective two days after service. This Order is final and binding and must be served on the Applicant tenant. It may be enforced by an application to the Supreme Court if necessary.

Conclusion

The applicant tenant is not successful in the application and it is dismissed without leave to reapply because the applicant tenant did not appear. An Order of Possession is granted to the landlord at the landlord's request.

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: December 03, 2013

_____
Residential Tenancy Branch