



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      MNDC, RPP, AAT, O

### Introduction

Pursuant to section 58 of the *Residential Tenancy Act*. (the *Act*), I was designated to hear this matter. This hearing dealt with the tenant's application for:

- a monetary order for compensation for damage or loss under the *Act*, regulation or tenancy agreement pursuant to section 67, including the tenant's alleged loss of personal property;
- an order to allow access to or from the rental unit or site for the tenant or the tenant's guests pursuant to section 70; and
- other unspecified remedies.

While the Respondent attended the hearing by way of conference call, the Applicant did not, although I waited until 1:43 p.m. in order to enable the Applicant to connect with this teleconference hearing scheduled for 1:30 p.m.

Rule 10.1 of the Rules of Procedure provides as follows:

**10.1 Commencement of the dispute resolution proceeding** The dispute resolution proceeding must commence at the scheduled time unless otherwise decided by the Arbitrator. The Arbitrator may conduct the dispute resolution proceeding in the absence of a party and may make a decision or dismiss the application, with or without leave to re-apply.

I subsequently learned after the hearing, that the Applicant called the Residential Tenancy Branch (the RTB) shortly before this hearing commenced to advise that this matter had been settled and that the scheduled hearing could be cancelled. **In the absence of the Applicant's participation in this hearing and based on the Applicant's call to the RTB, I confirm that this hearing was cancelled with the effect that the tenant does not have liberty to reapply.**

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: January 06, 2014

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Residential Tenancy Branch

