



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNR, MNDC, OLC, FF

Introduction

These hearings were set for conference call in response to an application made by the tenant for a Monetary Order for the cost of emergency repairs and for money owed or compensation for damage or loss under the *Residential Tenancy Act* (referred to as the “Act”). The tenant also applied for the landlord to comply with the Act, regulation or tenancy agreement and to recover the filing fee for the cost of making the application.

During the first hearing, both parties appeared and the tenant presented evidence in relation to a portion of her monetary claim which she had served to the landlord. The tenant also provided an additional large package of evidence which had not been served to the landlord in accordance with the Rules of Procedure. As a result, the landlord and tenant agreed to adjourn the hearing so that the landlord could be served with the additional evidence package by the tenant. The tenant was also requested to clearly label her evidence so that it could be easily followed throughout the hearing.

The Notice of Hearing letter for this reconvened hearing was sent to both parties by the Residential Tenancy Branch and indicated that the matter was set for hearing by telephone conference call at 1:30 p.m.

The line remained open while the phone system was monitored for ten minutes and no participant called into the reconvened hearing during this time.

Analysis & Conclusion

As neither party called into the conference call by 1:40 p.m., I dismiss the tenant’s application **without** leave to reapply. I have made no findings of fact or law with respect to the merits of this application.

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: February 14, 2013

Residential Tenancy Branch

