



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding BC Housing Management Commission  
and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes      CNC

This matter was originally set for a conference call hearing on March 6, 2014 and both Parties appeared at that time. It became quickly evident that the Tenant required help in presenting his case as his speech was significantly difficult to understand. The matter was therefore adjourned to an in-person hearing for today's date in order for the Tenant to obtain assistance and to provide a possibly better environment given the Tenant's speech difficulties. Today's reconvened hearing started at 1:00 p.m. and concluded at 1:20 p.m. The Tenant did not appear at this reconvened hearing and failed to present its claim. The Tenant's application to cancel a notice to end tenancy for cause is therefore dismissed.

The Landlord orally requested an order of possession for as soon as possible. The Landlord indicates that there is some concern that the Tenant may become homeless as a result of the end of this tenancy and states that in following up from this hearing services will be provided to the Tenant in relation to finding other shelter or supported housing. The Landlord states that this may take a bit of time but is also concerned that the Tenant's behavior that led to the Landlord's act to end the tenancy will escalate in the short term.

Section 55 of the Act provides that where a tenant's application to dispute a notice to end tenancy has been dismissed at the time of the hearing and the landlord makes a request for an Order of Possession such an Order must be granted. Given the dismissal of the application and the request for an Order of Possession, I find that the Landlord is entitled to an Order of Possession. Taking into consideration the concerns

of the Landlord, I make this Order of Possession effective on or before 1:00 p.m. on May 15, 2014.

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: April 28, 2014

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Residential Tenancy Branch

