



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding Cascadia Apartments Rentals Ltd.
and [tenant name suppressed to protect privacy]

REVIEW DECISION

Dispute Codes OPR, MNR

Introduction

The landlord submitted a direct request application on July 21, 2014. This was an ex-parte application for an order for possession of the rental unit and a monetary order for unpaid rent. By decision dated July 30, 2014 the landlord was granted an order for possession effective two days after service on the tenants and a monetary order in the amount of \$1,050.00 for unpaid rent. On August 6, 2014 the tenants applied for Review Consideration of the original decision and orders on the grounds that the decision and orders had been obtained by fraud,

In a Review Consideration decision dated August 12, 2014 an arbitrator granted the application for review consideration. She found that there was some evidence that the tenants may have paid July rent. She ordered that the original decision and orders be suspended pending the outcome of a review hearing to be conducted by conference call. The review hearing was scheduled to be heard on September 23, 2014 at 9:00 A.M. The tenants were directed to serve the landlord with copies of the Review Consideration Decision and the Notice of Hearing, setting out the time, date and call-in particulars of the of the Review Hearing.

Conclusion

The tenants did not submit any documentary evidence to show that they served the landlord with notice of the Review Hearing as directed by the August 12, 2014 decision granting the review hearing. The Review Hearing conference call was kept open for 15 minutes after the scheduled start time, but neither party called in to participate in the hearing. In the absence of an appearance by the tenants by 9:15 A.M., and in the absence of any evidence that the landlord was notified of this hearing, the original

decision and orders dated July 30, 2014 are confirmed; they are no longer suspended and they are valid and enforceable orders.

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: September 23, 2014

Residential Tenancy Branch

