



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      CNC, FF

### Introduction

This hearing was convened upon the application of the tenant seeking to cancel a Notice to End Tenancy.

While the Respondents attended the hearing by way of conference call, the Applicant did not, although I waited until 1210 in order to enable the Applicant to connect with this teleconference hearing scheduled for 1200. At the hearing, the landlord provided sworn evidence that he had possession of the rental unit.

Rule 10.1 of the Rules of Procedure provides that:

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

Accordingly, in the absence of any evidence or submissions from the Applicant and in the absence of the Applicant's participation in this hearing, I order the application dismissed without liberty to reapply.

### Conclusion

The application is dismissed without liberty to reapply.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under subsection 9.1(1) of the *Residential Tenancy Act*.

Dated: October 22, 2014

---

Residential Tenancy Branch

