



Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding Cascadia Apartment Rentals
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNC

This hearing dealt with an application by the tenant for an order setting aside a notice to end this tenancy and was set for a telephone conference call hearing at 9:00 a.m. on this date. The line remained open while the phone system was monitored for 10 minutes. During this period, the respondent landlord joined the hearing but the applicant tenant did not. As the applicant did not appear by 9:10 to advance her claim and as the respondent appeared and was prepared to proceed, I dismiss the application without leave to reapply.

During the hearing the landlord made a request under section 55 of the legislation for an order of possession. Under the provisions of section 55, upon the request of a landlord, I must issue an order of possession when I have upheld a notice to end tenancy. Accordingly, I so order. The tenant must be served with the order of possession. Should the tenant fail to comply with the order, the order may be filed in the Supreme Court of British Columbia and enforced as an order of that Court.

I note that at the hearing, the landlord testified that the tenant usually pays rent through direct deposit and the landlord was not certain whether the tenant had deposited rent for the month of November. As the landlord desired an immediate order of possession, I directed the landlord to return to the tenant any rental payment for November.

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: November 04, 2014

Residential Tenancy Branch

