



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes: MNSD, MNDC, FF

Analysis:

The applicant/tenant brought an application to recover the security deposit. A hearing was scheduled with respect to this matter by teleconference. The respondent attended the hearing. The applicant failed to participate in the hearing at the appointed time notwithstanding the elapse of **sixteen** minutes.

Rule 10.1 of the Rules of Procedure provides:

Commencement of the dispute resolution proceeding

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

Conclusion:

The application is dismissed without liberty to reapply. There will not be any recovery of the filing fee. The respondent landlord is cautioned that if she still holds a portion of the security deposit, it must be dealt with in accordance with section 38 of the Act.

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: December 16, 2014

Residential Tenancy Branch

