



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNR, OLC

Introduction

The matter was set for a hearing at 09.00 a.m. on this date to hear the tenant's application. The hearing went ahead as scheduled the landlord dialed into the conference call. The line remained open for 10 minutes; however, no one for the tenant dialed into the call. The landlord stated that a previous hearing had taken place on January 08, 2015 after both parties had filed an application for dispute resolution File Numbers for that hearing are referred to on the front page of this decision. The tenant had applied to set the Notice aside. The tenant's application was dismissed without leave to reapply. The landlord was successful at that hearing and was awarded an Order of Possession and a Monetary Order.

Based on the above I find that the principal of Res Jucatia applies and even if the tenant had appeared at the hearing today I could not hear these issues again as they have been dealt with at a previous hearing.

Conclusion

The tenant's application is dismissed without leave to reapply.

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: January 28, 2015

Residential Tenancy Branch

