



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes

CNR

This hearing was convened in response to an application by the Tenant pursuant to section 46 of the *Residential Tenancy Act* (the “Act”) for an order cancelling a notice to end tenancy.

The matter was set for a conference call hearing at 9:00 a.m. on this date. The line remained open while the phone system was monitored for ten minutes. The only participant who called into the hearing during this time was the Landlord. The Tenant failed to attend to present its claim. In the absence of the Tenant who made the application, I dismiss the application claim without leave to reapply. The Landlord orally requests an order of possession.

Section 55 of the Act provides that where a tenant’s application to cancel a notice to end tenancy is dismissed and if, at the time scheduled for the hearing, the landlord makes an oral request for an order of possession such must be granted. As the Tenant’s application has been dismissed and the Landlord has asked for an order of possession, I find that the Landlord is entitled to an order of possession.

**I grant** an Order of Possession to the Landlord. The Tenant must be served with this **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.

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: March 18, 2015

---

Residential Tenancy Branch