



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      CNR, FF

### Introduction

A hearing was conducted by conference call in the presence of the respondent but in the absence of the applicant. I waited 10 minutes past the scheduled start time and continued to monitor the conference call. The applicant failed to appear. The matter was recalled and I proceeded with the hearing in the absence of the applicant. On the basis of the solemnly affirmed evidence presented at that hearing, a decision has been reached. All of the evidence was carefully considered.

### Issue(s) to be Decided

The issues to be decided are as follows:

- a.      Whether the tenant is entitled to an order cancelling the Notice to End Tenancy dated March 21, 2015?
- b.      Whether the tenant is entitled to recover the cost of the filing fee?

### Background and Evidence

The tenancy began on or about January 1, 2015. The tenancy agreement provided that the tenant(s) would pay rent of \$1200 per month payable in advance on the last day of the preceding month. The tenant(s) paid a security deposit of \$600 at the start of the hearing.

The landlord testified the tenant has vacated the rental unit. He further testified the tenant owes the sum of \$600 for April.

### Analysis

The tenant failed to attend the hearing. **As a result I ordered that the tenant's application be dismissed without liberty to re-apply.**

The tenant has vacated the rental unit and it appears that he no longer has any interest in reinstating the tenancy.

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: May 11, 2015

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Residential Tenancy Branch

