



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes OPR, OPC, MND, MNR, FF

Introduction

This hearing was convened upon the application of the landlord pursuant to the *Residential Tenancy Act* (the Act) for:

- an order of possession for unpaid rent and cause pursuant to section 55;
- a monetary order for unpaid rent and for damage to the unit pursuant to section 67;
- authorization to recover the filing fee for this application from the tenant pursuant to section 72.

While the respondent attended the hearing by way of conference call, the applicant did not, although I waited until 1112 in order to enable the applicant to connect with this teleconference hearing scheduled for 1100. The tenant attended with his advocate.

At the hearing the tenant's advocate informed me that the tenancy would be ended 31 July 2015 by the parties' agreement.

Analysis

Rule 10.1 of the Rules of Procedure provides that:

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

Accordingly, in the absence of any evidence or submissions from the applicant and in the absence of the applicant's participation in this hearing, I order the application dismissed without leave to reapply.

Conclusion

The 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 subsection 9.1(1) of the Act.

Dated: July 02, 2015

Residential Tenancy Branch

