



# Dispute Resolution Services

Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding Capital Regional Housing Corp  
and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes: CNR

### Introduction

This hearing was held in response to the tenant's Application for Dispute Resolution in which the tenant has applied to cancel a 10 Day Notice to End Tenancy for Unpaid Rent.

This matter was set for hearing at 9:00 a.m. on this date. The applicant/tenant did not attend. The landlord was present at the scheduled start time of the hearing.

The landlord provided affirmed testimony that the applicant is not the tenant, but an occupant. A copy of the tenancy agreement supplied by the landlord as evidence showed that the applicant had not signed the tenancy agreement. The landlord said the applicant had been living in the rental unit but had never paid rent to the landlord.

Therefore, I determined that the applicant was not a tenant but an occupant, with no rights or obligations under the Act.

Residential Tenancy Branch Rules of Procedure provides:

### ***10.1 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.*

In the absence of an appearance by the applicant by 9:10 a.m. this application is abandoned and dismissed without leave to reapply.

This decision is final and binding and 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: July 07, 2015

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Residential Tenancy Branch