



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC

Introduction

The applicants failed to appear at the scheduled start time for the hearing. The respondent was present and ready to proceed. The telephone line conference line remained open and the phone system was monitored for ten minutes. The applicants failed to appear.

A hearing was conducted by conference call in the presence of the respondent and in the absence of the applicants. 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 issue to be decided is whether the tenant is entitled to an order cancelling the Notice to End Tenancy dated May 12, 2015?

Background and Evidence

The tenancy began on April 4, 2011. The tenancy agreement provided that the tenant(s) would pay rent of \$575 per month payable on the first day of each month.

Analysis:

The applicants failed to appear for the hearing. The landlord was present and ready to proceed. In the absence of any evidence and submission from the tenants I ordered that their application be dismissed without liberty to re-apply.

Order for Possession:

The Residential Tenancy Act provides that where a landlord has made an oral request for an Order for Possession at a hearing where a dispute resolution officer has dismissed a tenant's application to set aside a Notice to End Tenancy, the dispute resolution officer must grant an Order for Possession. The landlord made this request at the hearing and asked that the Order for Possession be set for July 31, 2015.. As a result I granted the landlord an Order for Possession effective July 31, 2015..

The tenant must be served with this Order as soon as possible. Should the tenant fail to comply with this Order, the landlord may register the Order with the Supreme Court of British Columbia for enforcement.

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: July 13, 2015

Residential Tenancy Branch

