



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MT, CNC, O

Introduction

Pursuant to the *Act*, and amendments thereto I was designated to hear this matter under section 58. This hearing was scheduled to address the tenant's application pursuant to the *Residential Tenancy Act* ("the *Act*") to cancel the 1 Month Notice to End Tenancy for Cause ("1 Month Notice") and to have additional time to make that application.

Neither party or representatives of the parties attended at the appointed time set for the hearing. I note that I remained on the line until 9:45 a.m. to provide an opportunity for parties to attend the 9:30 a.m. teleconference. Rule 10.1 of the Rules of Procedure regarding the commencement of a hearing provides as follows:

The hearing must commence at the scheduled time unless otherwise decided by the dispute resolution officer. The dispute resolution officer 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, I order the application dismissed with liberty to reapply.** I make no findings on the merits of the matter. Liberty to reapply is not an extension of any applicable limitation period.

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: August 13, 2015

Residential Tenancy Branch

