



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes CNR, CNC

### Introduction and Preliminary Matter

This telephone conference call hearing was convened as the result of the tenants' application for dispute resolution under the Residential Tenancy Act ("Act"). The tenants applied for an order cancelling a 10 Day Notice to End Tenancy for Unpaid Rent or Utilities issued by the landlord and an order cancelling the landlord's 1 Month Notice to End Tenancy for Cause.

The hearing began at the scheduled time and the telephone system remained open and was monitored for 11 minutes. During this time, neither the applicants/tenants nor the respondent/landlord dialed into the telephone conference call hearing.

A review of the tenants' evidence shows that the parties were involved in another dispute resolution proceeding as they referenced another file number. After a review of this file in the Residential Tenancy Branch ("RTB") system, I determined that the landlord was granted an order of possession for the rental unit under the direct request process on August 12, 2015. Additionally, the tenants had filed an application for review consideration of the August 12, 2015, Decision and order of possession for the rental unit; however, that application for review consideration was dismissed by another Arbitrator, making the order of possession for the rental unit fully enforceable.

### Analysis and Conclusion

In the absence of the tenants to present their claim, pursuant to section 10.1 of the Dispute Resolution Rules of Procedure (Rules), I dismiss the tenants' application, without leave to reapply, as the landlord has been granted an order of possession for the rental unit in an earlier Decision of the RTB.

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: September 17, 2015

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Residential Tenancy Branch

