Dispute Resolution Services

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes   CNC, MNDC, OLC

Introduction

This hearing dealt with the tenants' application pursuant to the *Residential Tenancy Act* (the "Act") for:

- cancellation of the landlord's 1 Month Notice to End Tenancy for Cause (the 1 Month Notice) pursuant to section 47;
- a monetary order for compensation for damage or loss under the Act, regulation or tenancy agreement pursuant to section 67; and
- an order requiring the landlord to comply with the Act, regulation or tenancy agreement pursuant to section 62.

This matter was set for a conference call hearing at 9:00 a.m. on this date. The tenants did not attend or submit any documentary evidence. The landlord attended and provided undisputed affirmed testimony. The landlord did not submit any documentary evidence. The landlord stated that he was served with the tenant's notice of hearing package and that he was aware of the tenants' application details. The landlord provided a PO Box number to complete his mailing address.

I waited until 11 minutes past the start of the scheduled hearing time in order to enable both parties to connect with this teleconference hearing.

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 tenant with the landlord attending in response to participate in this hearing, I order the tenant's application dismissed without leave to reapply.

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: October 14, 2015

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Residential Tenancy Branch