



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes

CNR, FF

Introduction

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

The hearing began as scheduled at 9:00 a.m. and the telephone system remained open and was monitored for 11 minutes. During this time, neither the applicant/tenant nor the respondent/landlord dialed into the telephone conference call hearing.

It must be noted that when I dialed into another hearing set for the same day at 1:00 p.m., a caller was present for that hearing and the video display showed that the caller had dialed in at 9:12 a.m. The caller informed me of his name and it was the landlord for this case, stating that he had been holding on the telephone line for 3-4 hours for the 9:00 a.m. hearing.

Analysis and Conclusion

In the absence of the tenant to present their claim, pursuant to section 10.1 of the Dispute Resolution Rules of Procedure (Rules), I dismiss the tenant's application, with leave to reapply.

Leave 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: December 9, 2015

Residential Tenancy Branch

