



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding HOMELIFE GLENAYRE REALTY
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes MT, CNC, MNDC, ERP, RP, PSF, LRE, LAT, FF

The matter was set for a hearing at 09.00 a.m. on this date to hear the tenants' application. The hearing went ahead as scheduled the landlord's agent dialed into the conference call. The line remained open for 10 minutes; however, no one for the tenants dialed into the call.

Analysis and Conclusion

Rule 7.1 of the Residential Tenancy Branch Rules of Procedure provides as follows:

Commencement of Hearing: The dispute resolution hearing will commence at the scheduled time unless otherwise set by the Arbitrator. Rule 7.3 provides for the consequences of not attending the hearing and states: If a party or their agent fails to attend the hearing, the Arbitrator may conduct the dispute resolution hearing in the absence of that party, or dismiss the application with or without leave to reapply.

Based on the above I find that the tenants have failed to attend the hearing to present the merits of their application, and the respondent's representative did attend and was ready to proceed. The matter of an Order of Possession could not be dealt with pursuant to s. 55(1) of the Act as neither party provided a copy of a Notice to End Tenancy. The application is therefore 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: January 11, 2016

Residential Tenancy Branch

