



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes

For the tenants - CNC, AS

For the landlord – O, FF

Introduction

This hearing was convened by way of conference call in response to both parties' applications for Dispute Resolution. The tenant applied for to cancel a One Month Notice to End Tenancy for Cause and for an order to allow the tenant to assign or sublet because the landlord's permission has been unreasonable withheld. The landlord applied for other issues; and to recover the filing fee from the tenants for the cost of this application.

The hearing went ahead as scheduled the landlord's agent dialed into the conference call and was ready to proceed. The line remained open for 10 minutes; however, no one for the tenants dialed into the call. Based on the above I find that the tenants have failed to present the merits of their application and the application is dismissed without leave to reapply.

At the outset of the hearing the landlord's agent explained that the landlord has another hearing scheduled to be heard tomorrow. The landlord's agent initially requested an Order of Possession based on their application made for the hearing held tomorrow. The landlord has not made an application for an Order of Possession on this application heard today. Furthermore, no evidence has been presented to support an application of

that nature as no copy of a legal Notice to End Tenancy has been provided in either the tenants or the landlord's applications today. The landlord's agent therefore withdrew the application today.

Conclusion

The tenants' application is dismissed in its entirety without leave to reapply.

The landlord's application has been withdrawn.

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 07, 2016

Residential Tenancy Branch

