



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes            OLC, MNDC, O, FF

### Introduction

This hearing dealt with an Application for Dispute Resolution by the tenant filed under the Residential Tenancy Act, (the "Act"), for a monetary order for money owed or compensation for damage or loss under the Act, regulations or tenancy agreement, to have the landlord comply with the Act, and to recover the filing fee from the landlord.

Both parties appeared on December 9, 2015. Only the landlord appeared on February 5, 2016.

### Preliminary matters

On December 9, 2015, both parties appeared and the hearing proceeded for the allotted time; however, the hearing was unable to complete due to insufficient time. An interim decision was made on December 11, 2015, which should be read in conjunction with this decision.

On December 18, 2015, the Residential Tenancy Branch mailed copies of the interim decision and Notices of the Adjourned Hearing to the both parties to the addresses provided in the tenant's application. The adjourned hearing was scheduled for February 5, 2016, at 11:00 am.

On February 5, 2016 at 11:00 A.M only the landlord appeared. The line remained open while the phone system was monitored for ten minutes and the only participant who called into the hearing during this time was the landlord. Therefore, as the tenant did not attend the hearing by 11:10 A.M, and the landlord appeared and was ready to proceed, I dismiss the tenant's claim without leave to reapply.

### Conclusion

The tenant's application is 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: February 09, 2016

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Residential Tenancy Branch

