



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding SELECT REAL ESTATE PROPERTY MANAGEMENT
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes cnr, olc, lre

The tenant filed an Application for Dispute Resolution pursuant to the *Residential Tenancy Act*, S.B.C. 2002, c. 78, and I was designated to conduct a hearing with respect to this application. The hearing was scheduled to be heard by telephone conference, with specific details and instructions about the time and date, phone numbers, passcode, and other procedures, given on the "Notice of a Dispute Resolution Hearing".

The tenant failed to join the conference call. The landlord attended and acknowledged having received the Notice of the hearing. The landlord was prepared to proceed with the hearing.

As the claim by the tenant was for an order to cancel a Notice to End Tenancy, section 55 of the Residential Tenancy Act automatically requires me to consider whether an Order of Possession should be issued to the landlord. In this regard, the landlord testified that on March 4, 2016 the tenant vacated the premises. No order of Possession is therefore required, as the landlord has already recovered possession of the premises.

As the tenancy has ended, and in the absence of any submissions or testimony at the hearing from the tenant upon which to make a decision, I have dismissed in full the tenant's application, with no liberty to reapply being granted.

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: March 23, 2016

Residential Tenancy Branch