



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC

This matter was set for hearing by telephone conference call at 11 a.m. on this date. The tenant applied to cancel a notice to end tenancy. 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 tenant.

When a tenant applies to cancel a notice to end tenancy, the landlord has the burden of proof to establish the validity of the notice. As the landlord did not attend the hearing by 11:10 a.m., and the tenant appeared and was ready to proceed, I cancel the notice to end tenancy dated January 15, 2016. The tenancy continues until such time as it ends under the Act.

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 11, 2016

Residential Tenancy Branch