



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding PARKDALE PLACE HOUSING SOCIETY
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNC

Introduction

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 tenant has failed to attend the hearing to present the merits of their application, and the respondent's representatives did attend and were ready to proceed. The application is therefore dismissed without leave to reapply.

At the outset of the hearing the landlord's agent stated that the landlord has come to an agreement with the tenants and has withdrawn the One Month Notice to End Tenancy. Therefore, an Order of Possession is not required.

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: April 11, 2016

Residential Tenancy Branch