



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNDC, FF, O (Landlords' Application)
 MNDC, FF (Tenant's Application)

Introduction

This matter was set for hearing by telephone conference call at 2:30 p.m., in response to an Application for Dispute Resolution (the "Application") made by both the Tenant and the Landlords for monetary compensation for harassment during the tenancy.

Both Landlords appeared for the hearing. However, there was no appearance by the Tenant during the 20 minute duration of the hearing. The Residential Tenancy Branch Rules of Procedure states that the hearing must commence at the scheduled time unless otherwise decided by the Arbitrator. The Arbitrator may conduct the hearing in the absence of a party and may make a decision or dismiss the Application, with or without leave to re-apply. As the Tenant failed to call into the hearing after being given ten minutes to dial into the conference call, I informed the Landlords that I would be dismissing the Tenant's Application without leave to re-apply as the Landlords had appeared to rebut the Tenant's Application.

I then asked the Landlords how they wanted to proceed with their Application. The Landlords indicated that as the Tenant had failed to appear for the hearing, they no longer wanted to pursue their Application because they wanted to put an end to this matter and move forward. As a result, I allowed the Landlords to withdraw their Application. 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 26, 2016

Residential Tenancy Branch