



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNDC, RR, O

Introduction

This application convened as a result of a Tenant's Application for Dispute Resolution filed May 3, 2016 wherein she sought a Monetary Order in the amount of \$5,600.00 for money owed or compensation for damage or loss under the *Residential Tenancy Act*, the *Regulations* or the tenancy agreement, an Order that the Tenant be permitted, pursuant to section 65(1) to reduce her rent for repairs, services or facilities and other unspecified relief.

The matter was set for hearing by telephone conference call at 10:30 a.m. on this date. 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 Respondent Landlord, her legal counsel and a witness.

Analysis and Conclusion

Rules 7.1 and 7.3 of the *Residential Tenancy Branch Rules of Procedure* provide as follows:

Commencement of Hearing:

The hearing must commence at the scheduled time unless otherwise decided by the arbitrator.

Consequences of not attending the hearing

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 re-apply.

As the Applicant Tenant did not attend the hearing by 10:40 a.m., and the Respondent Landlord appeared and was ready to proceed, I dismiss the Tenant's claim without leave to reapply.

This decision is final and binding on the parties, except as otherwise provided under the Act, and 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: June 01, 2016

Residential Tenancy Branch