



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

### Dispute Codes:

CNR, DRI

### Introduction

This hearing was convened in response to the Tenant's Application for Dispute Resolution, in which the Tenant applied to set aside a Notice to End Tenancy for Unpaid Rent and to dispute an additional rent increase.

### Issue(s) to be Decided

Should the Notice to End Tenancy for Unpaid Rent be set aside?  
Has there been an unlawful rent increase?

### Background and Evidence

The hearing was scheduled for 9:00 a.m. on June 08, 2016. The Landlord appeared at the hearing but by the time the teleconference was terminated at 9:12 a.m., the Tenant had not appeared.

### Analysis

Section 55(1) of the *Residential Tenancy Act (Act)* stipulates that if a tenant makes an application for dispute resolution to dispute a landlord's notice to end a tenancy, I must grant to the landlord an Order of Possession if the Notice to End Tenancy complies with section 52 of the *Act* and if, during the dispute resolution proceeding, I dismiss the tenant's Application or uphold the landlord's Notice to End Tenancy.

I find that the Tenant failed to diligently pursue the Application for Dispute Resolution and I dismiss the Application without leave to reapply. I have viewed the Ten Day Notice to End Tenancy submitted in evidence by the Tenant and am satisfied that it complies with section 52 of the *Act*. I therefore must grant the Landlord an Order of Possession.

### Conclusion

I grant the Landlord an Order of Possession that is effective two days after it is served upon the Tenant. This Order may be served on the Tenant, filed with the Supreme Court of British Columbia, and enforced as an Order of that Court.

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: June 09, 2016

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Residential Tenancy Branch