



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes LAT LRE MNDC O OLC OPT RP

Introduction

This hearing was convened to hear matters pertaining to an Application for Dispute Resolution filed by the Tenant's Advocate on behalf of the Tenants on June 7, 2016.

The hearing was conducted via teleconference and was attended by the Tenants' Advocate (the Advocate). The Tenants and Landlord did not appear at the scheduled teleconference hearing.

Issue(s) to be Decided

Should this application proceed as filed?

Background and Evidence and Analysis

The Advocate submitted that the Tenants had contacted her to assist them in dealing with matters resulting from the Landlord's application through the Direct Request Process. The Advocate stated she had contacted the Residential Tenancy Branch (RTB) and was instructed to file this application for Dispute Resolution to seek a remedy in response to the Decisions issued in response to the Landlord's application. The Advocate submitted the file number relating to the Landlord's application which is listed on the front page of this Decision.

Upon review of the RTB case management system I confirmed an Interim Decision had been issued for the Landlord's application for Direct Request on May 25, 2016. That Decision adjourned the application to a participatory hearing. The participatory hearing was held and a Decision was issued on June 20, 2016 granting the Landlord's application for an Order of Possession.

The Tenants filed an Application for Review Consideration regarding the June 20, 2016 Decision. The Tenants Application for Review Consideration was granted and a Decision was issued June 27, 2016 granting a New Hearing granted upon Review. The new hearing is scheduled on August 9, 2016 at 9:30 a.m.

I informed the Advocate that at least one Tenant must be present at the August 9, 2016 hearing or a final decision will be issued in their absence.

Upon review of the foregoing, and in the absence of the Tenants, I find the Tenants did what was required to dispute the Landlord's application by filing their Application for Review Consideration which makes the Tenants' application for Dispute Resolution filed June 7, 2016 meritless. Accordingly, the Tenants' June 7, 2016 application for Dispute Resolution is dismissed.

Conclusion

The Tenants' application for Dispute Resolution has been dismissed and the matters regarding their dispute with the Landlord's application will be determined at the new hearing granted upon review on August 9, 2016.

This decision is final, legally binding, 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: July 04, 2016

Residential Tenancy Branch