



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNDC OLC FF

Introduction

This hearing dealt with the tenant's application pursuant to the *Residential Tenancy Act* ("the Act") for a monetary order for compensation from the landlord under section 51 of the Act; an order requiring the landlord to comply with the Act, pursuant to section 62; and authorization to recover the filing fee for this application pursuant to section 72.

The tenant/applicant did not attend although the 11:00 am teleconference continued until 11:14 am. The respondent/landlord was present. With respect to the tenant's failure to attend this hearing, Rule 10.1 of the Rules of Procedure provides as follows:

The dispute resolution proceeding must commence at the scheduled time unless otherwise decided by the Arbitrator. The Arbitrator may conduct the dispute resolution proceeding in the absence of a party and may make a decision or dismiss the application, with or without leave to re-apply.

In the absence of the applicant/tenant's participation in this hearing to support their application and given the sworn evidence provided by the landlord, **I order the tenant's application dismissed without liberty to reapply.**

Conclusion

I dismiss the tenant's application without leave to reapply.

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: August 08, 2016

Residential Tenancy Branch