



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding 635 East Hastings Limited Partnership
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNC

Introduction

This hearing was scheduled to convene at 9:30 a.m. this date concerning an application made by the tenant seeking an order cancelling a notice to end the tenancy for cause.

An agent for the landlord attended the hearing, however the line remained open while the phone system was monitored for in excess of 10 minutes and no other participants joined the call during that time. Therefore, I dismiss the tenant's application without leave to reapply.

The *Residential Tenancy Act* states that where I dismiss a tenant's application to cancel a notice to end a tenancy, I must grant an Order of Possession in favour of the landlord. In this case, the landlord's agent advised that the landlord was successful in obtaining an Order of Possession by way of the Direct Request process for unpaid rent, the tenant has vacated the rental unit, and no Order of Possession is required or sought.

Conclusion

For the reasons set out above, the tenant's application is hereby dismissed 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: September 27, 2016

Residential Tenancy Branch

