



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding Homelife Glenayre Realty Chilliwack Ltd.  
and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes      CNC

### Introduction

This hearing was scheduled to convene at 9:00 a.m. this date concerning an application made by the tenant seeking an order cancelling a notice to end the tenancy for cause.

The named landlord attended the hearing and represented the landlord company, however the line remained open while the phone system was monitored for in excess of 10 minutes and no one for the tenant attended the call. Since the tenant has not attended, 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 the tenancy given by a landlord, I must grant an Order of Possession in favour of the landlord, so long as the notice given is in the approved form. I have reviewed the 1 Month Notice to End Tenancy for Cause provided as evidence from the tenant and I find that it is in the approved form. It is dated September 19, 2016 and contains an effective date of vacancy of October 31, 2016.

The landlord advised that the tenant vacated the rental unit on October 31, 2016 and the landlord has possession of it.

Since the effective date has passed, I grant the Order of Possession effective immediately.

### Conclusion

For the reasons set out above, the tenant's application is hereby dismissed without leave to reapply.

I hereby grant an Order of Possession in favour of the landlord effective immediately.

This order is final and binding and may be enforced.

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: November 18, 2016

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Residential Tenancy Branch