



# Dispute Resolution Services

## Residential Tenancy Branch Office of Housing and Construction Standards

A matter regarding Gica Holdings Corporation and Vista Realty Ltd.  
and [tenant name suppressed to protect privacy]

### **FINAL DECISION**

#### Dispute Codes:

**MND, MNSD, MNDC, FF**

#### Introduction

This hearing was scheduled in response to the landlord's Application for Dispute Resolution, in which the landlord has requested compensation for damage to the rental unit, to retain the security deposit, compensation for damage or loss under the Act and to recover the filing fee from the tenants for the cost of this Application for Dispute Resolution.

Both parties were present at the conference call held on November 21, 2016. An interim decision was issued on November 21, 2016. As part of the interim decision the parties were provided with a Notice of Hearing for a reconvened hearing to be held at 10:30 a.m. on January 23, 2017.

I entered the January 23, 2017 conference call hearing at the scheduled start time. By 10:41 a.m. neither party had entered the hearing.

Residential Tenancy Branch Rules of Procedure provides:

#### ***7.1 Commencement of the dispute resolution hearing***

*The dispute resolution hearing will commence at the scheduled time unless otherwise set by the arbitrator.*

#### ***7.3 Consequences of not attending the hearing***

*If a party or their agent fails to attend the hearing, the arbitrator may conduct the dispute resolution hearing in the absence of that party, or dismiss the application, with or without leave to re-apply.*

In the absence of an appearance by either party I find that this application is abandoned and dismissed with leave to reapply within the legislated time-limit.

#### Conclusion

The application is dismissed with leave to reapply within the legislated time limit.

This decision is final and 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: January 23, 2017

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**Residential Tenancy Branch**

