



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding Community Builders Foundation and Community Builders Benevolence  
Foundation  
and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes      OLC O

This matter initially dealt with the tenant's application under section 59(6) of the Act for an interim order that the Act applies to his room in a residential hotel. After the ex-parte proceeding in which the landlord did not participate, the arbitrator issued the tenant the interim order.

The landlord applied for and was granted a review hearing. The review hearing was assigned to me.

On January 9, 2017, counsel for the tenant contacted the Branch and asked to withdraw the application. I determined that it was not appropriate to allow the tenant to withdraw, as the review hearing was granted on the landlord's application. The parties were instructed to attend the review hearing and the tenant could ask to withdraw at that time.

The review hearing was set for hearing by telephone conference call at 11:00 a.m. on January 17, 2017. The line remained open while the phone system was monitored for ten minutes and no participant called into the hearing during this time. Therefore, as neither the landlord nor the tenant attended the hearing by 11:10 a.m., and as this hearing was a review hearing, I confirm the original decision and order.

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: January 19, 2017

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Residential Tenancy Branch

