



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding The Regent Hotel
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNR

Introduction

This hearing was scheduled to convene at 11:00 a.m. this date by way of conference call concerning an application made by the tenants seeking an order cancelling a notice to end the tenancy for unpaid rent or utilities.

The line remained open while the phone system was monitored for in excess of 15 minutes and no participants joined the call during that time. Therefore, I dismiss the tenant's application.

The *Residential Tenancy Act* states that where I dismiss a tenant's application to cancel a notice to end a 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.

The tenant has provided page 1 only of a 2-page 10 Day Notice to End Tenancy for Unpaid Rent or Utilities as evidence, and both pages are required. The landlord has not provided any evidence.

Not knowing whether or not the landlord has served both pages, I am not satisfied that the notice given is in the approved form and I decline to issue an Order of Possession in favour of the landlord.

Therefore, I dismiss the tenants' application with leave to reapply.

Conclusion

For the reasons set out above, the tenants' application is hereby dismissed with 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: March 02, 2017

Residential Tenancy Branch

