



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC, MNSD, OLC, FF

Introduction

This hearing was set for a telephone conference call at 9:00 a.m., in response to an Application for Dispute Resolution (the “Application”) made by the Tenants for: the return of the security deposit; to cancel a notice to end tenancy; for the Landlords to comply with the *Residential Tenancy Act* (the “Act”); and to recover the filing fee. The telephone line remained open while the phone system was monitored for ten minutes and no participant called into the hearing during this time.

Analysis & Conclusion

Rule 7.3 of the Residential Tenancy Branch Rules of Procedure states 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. As neither party called into the conference call by 9:10 a.m., I find the Tenants have not presented the merits of this Application which is hereby **dismissed with leave to reapply**. However, this does not extend any applicable time limits under the Act and I have made no findings of fact or law with respect to the merits of this Application. This Decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under Section 9.1(1) of the Act

Dated: March 20, 2017

Residential Tenancy Branch