



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes FF O

Introduction

Pursuant to section 58 of the *Residential Tenancy Act* ("the Act"), I was designated to hear the tenant's application pursuant to the *Residential Tenancy Act* ("the Act") for: a remedy or compensation under the Act; and to recover the filing fee for this application from the landlord pursuant to section 72.

The applicant/tenant did not attend although the 1:30 p.m. teleconference continued until 1:44 p.m. The landlord/respondent was present. With respect to the tenant's failure to attend this hearing, Rule 10.1 of the Rules of Procedure provides as follows:

The dispute resolution proceeding must commence at the scheduled time unless otherwise decided by the Arbitrator. The Arbitrator may conduct the dispute resolution proceeding in the absence of a party and may make a decision or dismiss the application, with or without leave to re-apply.

In the absence of the applicant/tenant's participation in this hearing to support the application and given the sworn evidence provided by the landlord, **I order the tenant's application dismissed without liberty to reapply.**

Conclusion

I dismiss the tenant's application without 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: April 26, 2017

Residential Tenancy Branch