



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding RM Hotel Ventures Inc.
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNC, O

Introduction

This hearing was scheduled to convene at 9:00 a.m. this date by way of conference call concerning an application made by the tenant seeking an order that the landlords comply with the *Act*, regulation or tenancy agreement, and for other relief regarding a notice ending the tenancy.

An agent and a witness for the landlords attended the hearing, however the line remained open while the phone system was monitored for in excess of 10 minutes and no one for the tenant joined the call. Therefore, I dismiss the tenant's application without leave to reapply.

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. In this case, the tenant has provided a copy of an unsigned and undated letter from the landlords ending the tenancy effective May 30, 2017. The notice is not in the approved form and therefore I decline to issue an Order of Possession in favour of the landlords.

Conclusion

For the reasons set out above, the tenant's application is hereby dismissed 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: May 04, 2017

Residential Tenancy Branch