



## Dispute Resolution Services

Residential Tenancy Branch  
Office of Housing and Construction Standards

### **DECISION**

Dispute Codes                      MNDC, RPP, O

#### Introduction

This hearing dealt with the tenant's application pursuant to the *Residential Tenancy Act* ("Act") for:

- a monetary order for compensation for damage or loss under the *Act*, *Residential Tenancy Regulation* or tenancy agreement of \$12,000.00, pursuant to section 67;
- an order requiring the landlord to return the tenant's personal property, pursuant to section 65; and
- other unspecified remedies.

While the respondent landlord DR ("landlord") attended the hearing by way of conference call, the applicant tenant did not, although I waited until 11:10 a.m. in order to enable the tenant to connect with this hearing scheduled for 11:00 a.m. The landlord confirmed that he was the rental building manager and he had authority to speak on behalf of the landlord company named in this application, as an agent. Pursuant to section 64(3)(c) of the *Act*, I amend the tenant's application to correct the spelling of the landlord's first name, as the landlord corrected it during the hearing and I find no prejudice to either party in doing so.

Rule 7.3 of the RTB *Rules of Procedure* provides as follows:

7.3 Consequences of not attending the hearing: 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.

In the absence of any appearance by the tenant, I order the tenant's entire application 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 09, 2017

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Residential Tenancy Branch