



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      FF MNSD MNR

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

- an Order to retain the security or pet deposit pursuant to section 38 of the *Act*;
- a Monetary Order pursuant to section 67 of the *Act*; and
- a return of the Filing Fee pursuant to section 72 of the *Act*.

### Analysis

While the Respondent attended the hearing by way of conference call, the Applicant did not, although I waited until 2:40 P.M. in order to enable the Applicant to connect with this teleconference hearing scheduled for 2:30 P.M.

Rule 10.1 of the Rules of Procedure provides as follows:

**10.1 Commencement of the dispute resolution proceeding** - 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.

### Conclusion

In the absence of the applicant's participation in this hearing, I order the application dismissed without liberty 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 18, 2017

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Residential Tenancy Branch