



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes                      MNSD OLC

### Introduction

Pursuant to section 58 of the *Residential Tenancy Act* ("the Act"), I was designated to hear this matter scheduled to address the tenant's application for authorization to obtain a return of her security deposit pursuant to section 38 and an order requiring the landlord to comply with the Act, regulation or tenancy agreement pursuant to section 62.

The applicant/tenant did not attend although the 11:00 am teleconference continued until 11:12 am. The respondent/landlord was present. He stated that he wanted to address and resolve the matter at this hearing. However, with respect to the tenant's failure to attend this hearing, Rule 10.1 of the Rules of Procedure provides that an arbitrator may dismiss an application or make another decision in the absence of one party.

In the absence of the applicant/tenant's participation in this hearing to support their own application, **I order the applicant'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: October 10, 2017

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Residential Tenancy Branch