



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes

AS, DRI, ERP, FF, LAT, LRE, MNSD, MNDC, OL, OLC, PSF, REP, RPP, RR

Introduction

This hearing was set for a telephone conference call at 11:00 a.m., in response to the Tenant's Application for Dispute Resolution (the "Application") made on July 19, 2017. The Tenant applied for a Monetary Order and for issues relating to a surviving tenancy.

The Landlord appeared for the hearing. However, there was no appearance by the Tenant despite the line being left open for ten minutes to allow the Tenant opportunity to dial in.

The Landlord advised that his name on the Hearing documents was spelt incorrectly. Therefore, I amended the Tenant's Application with the correct legal name of the Landlord pursuant to my authority under Section 64(3) (c) of the *Residential Tenancy Act*.

The Landlord informed me that the tenancy had ended and that he had not been provided with a forwarding address by the Tenant. The Landlord also informed that he had not been served by the Tenant with the Application, only the Notice of Hearing documents detailing the dial in information for this hearing.

Analysis & Conclusion

Rule 7.3 of the Residential Tenancy Branch Rules of Procedure states 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.

As the Tenant did not appear for this hearing and the Landlord appeared and was ready to proceed, I dismissed 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 30, 2017

Residential Tenancy Branch