



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding Lexington Enterprises
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes

CNC, OLC

Introduction

This is the Tenants' Application for Dispute Resolution seeking to cancel a notice to end tenancy, and an order that the Landlord comply with the Act, regulation or tenancy agreement.

This matter was scheduled to be heard by teleconference at 11:00 a.m. on November 21, 2017. The line remained open and monitored for 10 minutes. The Landlord attended the Hearing, but by 11:10 a.m., neither Tenant signed into the teleconference.

Therefore, the Tenants' Application is dismissed without leave to reapply.

The Landlord testified that the male Tenant has moved out and the female Tenant remains in the rental unit. He stated that none of the unpaid rent has been paid by either Tenant.

The Notice to End Tenancy for Unpaid Rent was issued on August 22, 2017, for unpaid rent in the amount of \$775.00 due on August 1, 2017. On their Application for Dispute Resolution, the Tenants acknowledge receipt of the Notice on August 22, 2017. Therefore, pursuant to the provisions of Section 46 of the Act, I find that the tenancy ended on September 1, 2017.

Conclusion

The Tenants' Application is **dismissed**.

Further to the provisions of Section 55 of the Act, the Landlord is hereby provided with an Order of Possession **effective 2 days after service of this Order upon the**

Tenants. This Order may be filed in the Supreme Court of British Columbia and enforced as an Order of that Court.

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: November 21, 2017

Residential Tenancy Branch