



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes

CNL, MT, OLC

Introduction

The tenants have applied to cancel a two month Notice to end tenancy for landlords' use of the property, for more time to apply to cancel the Notice and an order the landlord comply with the Act.

This matter was set for hearing at 9:00 a.m. on this date.

Residential Tenancy Branch Rules of Procedure provides:

7.1 Commencement of the dispute resolution hearing

The dispute resolution hearing will commence at the scheduled time unless otherwise set by the arbitrator.

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.

By 9:10 a.m. neither party had entered the conference call hearing.

Therefore, in the absence of an appearance of either party by 9:10 a.m. I find that this application is abandoned and dismissed with leave to reapply within the legislated time-limit.

A copy of the Notice ending tenancy in dispute was not provided.

Conclusion

The application is dismissed with leave to reapply within the legislated time limit.

This decision is final and binding and 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 16, 2017

Residential Tenancy Branch