



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes: CNR OPR RP ERP RR PSF

### **Introduction**

The tenant/applicant did not attend the hearing. The landlord/respondent attended and gave sworn testimony. After waiting 10 minutes, the hearing proceeded in the tenant's absence. The tenant applies pursuant to the *Residential Tenancy Act* (the Act) for orders as follows:

- a) To cancel a notice to end tenancy for unpaid rent pursuant to section 46;
- b) To do emergency and necessary repairs pursuant to sections 32 and 33;
- c) To dispute an illegal rent increase pursuant to section 43;
- d) To recover the filing fee for this application.

### **Background and Evidence**

The tenant/applicant did not attend to support their application. They also provided no documentary evidence. The landlord submitted photographs to illustrate the damage caused by the tenants. He said they vacated November 3, 2017 and he does not require an Order of Possession. He said the tenants owe him money. I advised him that he must make his own Application to recover monies owing from the tenants. On the basis of the documentary and solemnly sworn evidence presented for the hearing, a decision has been reached.

### **Analysis:**

I find insufficient evidence to support the tenant's application. They also did not attend to provide oral testimony. I dismiss their 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: December 06, 2017

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Residential Tenancy Branch