



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes

MT CNR

Introduction

Pursuant to section 58 of the *Residential Tenancy Act* ("the Act"), this hearing was scheduled for the tenants' application to cancel the landlord's 10 Day Notice to End Tenancy for Unpaid Rent under section 46 and for more time to make his application.

The applicant/tenants did not attend the 11:00 a.m. teleconference continued until 11:11 a.m. The landlord was present. As the tenants failed to attend this hearing and the RTB Rules of Procedure provide that a "dispute resolution proceeding must commence at the scheduled time ...The Arbitrator may conduct the dispute resolution proceeding ...may make a decision or dismiss the application, with or without leave to re-apply."

In the absence of the applicant/tenants' participation to support their application in this hearing, I order the applicants' application dismissed without liberty to reapply. The landlord testified that he has already acquired an Order of Possession and therefore does not seek an Order pursuant to section 55(1) of the Act.

Conclusion

I dismiss the tenants' 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: January 24, 2018

Residential Tenancy Branch