



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding Tinker Realty Inc.
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNC

This is an application brought by the tenant requesting an order cancelling a Notice to End Tenancy that was given for cause.

No hearing was held however, because even though I waited until well past the time at which the hearing was to start, the applicant did not join the conference call that was set up for the hearing. I therefore informed the landlords that, Pursuant to section 62 of the Residential Tenancy Act, I would be dismissing the tenant's application and issuing an Order of Possession.

Section 55 of the Residential Tenancy Act states:

- 55** (1) If a tenant makes an application for dispute resolution to dispute a landlord's notice to end a tenancy, the director must grant to the landlord an order of possession of the rental unit if
- (a) the landlord's notice to end tenancy complies with section 52 *[form and content of notice to end tenancy]*, and
 - (b) the director, during the dispute resolution proceeding, dismisses the tenant's application or upholds the landlord's notice.

In this case I have examined the Notice to End Tenancy and it is my finding that it does comply with section 52 of the Act.

Conclusion

I dismiss this application without leave to re-apply, and having determined that the landlord's notice to end tenancy complies with section 52 of the Act, I have issued an Order of possession, pursuant to Section 55 of the Act, for 1:00 PM on April 30, 2018.

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: March 28, 2018

Residential Tenancy Branch