



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding NILOO HOLDING COMPANY  
and [tenant name suppressed to protect privacy]

## DECISION

Dispute Codes      MNDCL, FFL

### Introduction and Analysis

This hearing dealt with an Application for Dispute Resolution (“application”) by the landlord under the *Residential Tenancy Act* (“Act”) for a monetary order in the amount of \$20,000.00 for money owed or compensation for damage or loss under the *Act*, regulation or tenancy agreement, and to recover the cost of the filing fee.

The landlord was provided with a copy of the Notice of a Dispute Resolution Hearing dated November 24, 2017. The landlord; however, did not attend the teleconference hearing set for this date, Tuesday, June 26, 2018 at 3:00 p.m. Pacific Time. The phone line remained open for 10 minutes and was monitored throughout this time. The only person to call into the hearing was tenant NC (“tenant”) who indicated that she was ready to proceed. I have confirmed that file records support that the landlord did not make any attempt to cancel the hearing prior to the hearing. In addition, I have confirmed that the teleconference codes were correct and that the only people on the teleconference were the tenant and I.

Following the ten minute waiting period, the application of the landlord was **dismissed without leave to reapply** as the landlord failed to attend the hearing to present the merits of their application or at the very least cancel their scheduled hearing in advance of the hearing. Tenant NC did attend the hearing and was ready to proceed.

I do not grant the landlord the recovery of the cost of the filing fee as result of the above.

### Conclusion

The landlord’s application is dismissed without leave to reapply.

This decision does not extend any applicable time limits under the *Act*.

This decision will be emailed to the landlord's email address provided on the landlord's application and the tenants' email address provided on the landlord's application and that was confirmed by the tenant during the hearing.

This decision is final and binding on the parties, except as otherwise provided under the Act, 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: June 26, 2018

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Residential Tenancy Branch