



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

INTERIM DECISION

Dispute Codes OLC, RP

Introduction

This hearing convened as a result of a Tenant's Application for Dispute Resolution wherein the Tenant sought an Order pursuant to sections 32 and 62(3) that the Landlord make repairs to the rental unit; specifically, the Tenant sought an Order that the Landlord deal with an alleged bed bug problem.

The hearing was first scheduled for teleconference at 9:00 a.m. on May 8, 2018. Both parties called into the hearing and an interim settlement was reached and recorded in my Interim Decision of May 8, 2018 (which must be read in conjunction with this my Decision).

The Interim Decision also provided that the hearing of the Tenant's Application was adjourned to July 5, 2018, if necessary, and in the event the parties were not able to resolve outstanding matters relating to the Tenant's claim for compensation for possessions which were disposed of due to the presence of bed bugs in the rental unit.

The continuation of this hearing was scheduled for 9:00 a.m. on this date. The line remained open while the phone system was monitored for ten minutes and no participant called into the hearing during this time.

I confirmed that the correct call-in numbers and participant codes had been provided in the Notice of Hearing. I also confirmed from the teleconference system that I was the only person who had called into this teleconference.

Analysis and Conclusion

Rules 7.1 and 7.3 of the *Residential Tenancy Branch Rules of Procedure* provides as follows:

Commencement of Hearing:

The hearing must commence at the scheduled time unless otherwise decided by the arbitrator.

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.

As neither party called into the hearing by 9:10 a.m., I dismiss the Tenant's monetary claim for compensation for his personal items with leave to reapply. I note this does not extend any applicable time limits under the Act.

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: July 5, 2018

Residential Tenancy Branch