



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding Capreit Limited Partnership  
and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes      MNDT, FFT

### Introduction

This hearing dealt with an application by the tenant under the Residential Tenancy Act (the *Act*) for the following:

- A monetary order for damage or compensation pursuant to Section 67;
- Reimbursement of the filing fee pursuant to Section 72.

DD and DL appeared as agents for the landlord. The landlord was given the opportunity to make submissions as well as present affirmed oral and written evidence.

The tenant did not appear at the hearing. I kept the teleconference line open from the time the hearing was scheduled for ten minutes to allow the tenant the opportunity to call. The teleconference system indicated only the landlord and I had called into the hearing. I confirmed the correct participant code for the tenant had been provided.

The landlord acknowledged receipt of the tenant's Notice of Hearing and Application for Dispute Resolution. I find the landlord was served pursuant to section 89.

The Rules of Procedure provide in Rule 7.3 as follows:

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 no evidence was submitted on behalf of the applicant/tenant, I dismiss the tenant's claims without leave to reapply.

Conclusion

The tenant's application is dismissed 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: September 17, 2018

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Residential Tenancy Branch