



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding CENTURY 21 ENERGY REALTY  
and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes      MNDCL-S, MNRL-S, FFL

### Introduction

On June 15, 2018, the Landlord applied for a Dispute Resolution proceeding seeking a Monetary Order for Unpaid Rent and Utilities in arrears pursuant to Section 67 of the *Residential Tenancy Act* (the “*Act*”), seeking to Apply the Security Deposit to these debts pursuant to Section 67 of the *Act*, and seeking to Recover the Filing Fee pursuant to Section 72 of the *Act*.

On June 18, 2018, this matter was set down for a Dispute Resolution Hearing on September 17, 2018 at 1:30 PM.

### Issue(s) to be Decided

- Is the Landlord entitled to a Monetary Order for unpaid rent and utilities?
- Is the Landlord entitled to apply the security deposit towards these debts?
- Is the Landlord entitled to recover the filing fee?

### Background and Evidence

This hearing was scheduled to commence via teleconference at 1:30 PM on September 17, 2018.

Rule 7.1 of the Rules of Procedure stipulates that the hearing must commence at the scheduled time unless otherwise decided by the Arbitrator. The Arbitrator may conduct

the hearing in the absence of a party and may make a decision or dismiss the application, with or without leave to re-apply.

I dialed into the teleconference at 1:30 PM and monitored the teleconference until 1:41 PM. Neither the Applicant nor the Respondents dialed into the teleconference 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

As the Applicant did not attend the hearing by 1:41 PM, I find that the Application for Dispute Resolution has been abandoned.

### Conclusion

I dismiss the Application for Dispute Resolution with leave to reapply; however, this does not extend any applicable time limits under the legislation. I have not made any findings of fact or law with respect to the Application.

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 18, 2018

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Residential Tenancy Branch