



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNR, MNDCT

Introduction

This decision is in respect of the tenant's application for dispute resolution under the *Residential Tenancy Act* (the "Act"). The tenant sought the following remedies:

1. an order cancelling a 10 Day Notice to End Tenancy for Unpaid Rent or Utilities; and,
2. a monetary order for compensation.

A dispute resolution hearing was convened on November 26, 2018. Neither party attended.

Issues

1. Is the tenant entitled to an order cancelling a 10 Day Notice to End Tenancy for Unpaid Rent or Utilities?
2. Is the tenant entitled to a monetary order for compensation?

Background and Evidence

The dispute resolution hearing was scheduled for a teleconference hearing on this date.

Rule 7.1 of the *Rules of Procedure*, under the Act, requires that a hearing start at the scheduled time unless otherwise set by the arbitrator. Further, Rule 7.3 permits an arbitrator to conduct a hearing in the absence of any party, and may make a decision or dismiss the application, with or without leave to re-apply.

A hearing regarding the application was scheduled to commence at 11:00 A.M. on November 26, 2018. I dialed into the teleconference at 11:00 A.M. and monitored the teleconference line until 11:10 A.M. Neither the tenant nor the landlord 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 Dispute Resolution Proceeding. The Internet monitoring system indicated that I was the only person in attendance.

Analysis

I find that the application has been abandoned.

Conclusion

I dismiss the tenant's application, 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 Act.

Dated: November 26, 2018

Residential Tenancy Branch