



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNR, MT, ERP, RP, MNDCT, RR, FFT

Introduction

This hearing was scheduled for 11:00 a.m. on this date, via teleconference call, to deal with the tenant's application to cancel a *10 Day Notice to End Tenancy for Unpaid Rent* and several other remedies. At the commencement of the hearing the tenants' lawyer appeared. The tenants' lawyer stated that the tenants had failed to serve the landlords with the hearing package and other required documents and requested the application be dismissed with leave to reapply.

Since the hearing package was not served upon the landlords and the landlords did not appear at the hearing, I dismissed the tenant's application with leave to reapply. However, it is important to note that this does not extend any applicable time limits imposed under the Act.

Since the tenants' evidence and other required documents were not served upon the landlords, I have not reviewed the documents. As such, I am unable to confirm that the tenants received a Notice to End Tenancy that meets the form and content requirements of the Act and I do not issue an Order of Possession to the landlords with this decision.

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: December 13, 2018

Residential Tenancy Branch