



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC

This hearing dealt with the tenant's application pursuant to the *Residential Tenancy Act* (the "Act") for:

- cancellation of the landlord's 1 Month Notice to End Tenancy for Cause (the 1 Month Notice) pursuant to section 47.

The landlord attended the hearing via conference call and provided affirmed testimony. The tenant did not attend. The landlord provided undisputed affirmed testimony that she was not served with the notice of hearing package and was only made aware of this hearing through an email sent to her regarding the submission of evidence.

I accept the undisputed evidence of the landlord and find that as the tenant failed to serve the landlord with the notice of hearing package as per sections 88 and 89 of the Act, that the tenant's application is dismissed for lack of service.

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: February 28, 2019

Residential Tenancy Branch