



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      MT, CNR, PSF, MNDC, FFT

### Introduction

On January 16, 2019, the Tenant made an Application for Dispute Resolution under the *Residential Tenancy Act* ("the Act") for more time to make an application to dispute a notice to end tenancy and to cancel a 10 Day Notice to End Tenancy for Unpaid Rent or Utilities. The Tenant also applied for an order for the Landlord to provide services and facilities and for a monetary order for money owed or compensation for damage or loss under the Act, Regulation, or tenancy agreement.

The matter was set for a conference call hearing. The Landlord attended the teleconference hearing; however the Applicant/ Tenant did not.

### Background and Evidence

The Landlord testified that the tenancy began on April 1, 2017. Rent in the amount of \$1,248.00 was due to be paid to the Landlord by the first day of each month. The Tenant paid the Landlord a security deposit of \$600.00.

The Landlord submitted that the parties previously participated in a dispute hearing. In a Decision dated January 17, 2019, an Arbitrator found that the Tenant failed to pay the rent owing under the tenancy agreement and did not dispute a 10 Day Notice to End Tenancy for Unpaid Rent or Utilities. The tenancy was ended and the Landlord was granted an order of possession effective two days after service on the Tenants.

On January 18, 2019, the Tenant applied for a review consideration of the Decision issued on January 17, 2019. On January 24, 2019, the Tenant's application was

dismissed due to insufficient evidence of fraud. The Decision and Order of Possession issued on January 17, 2019, were confirmed.

The Tenant is now applying for more time to make an application to dispute the Notice to end tenancy and to cancel a 10 Day Notice to End Tenancy for Unpaid Rent or Utilities.

This matter was set for hearing by telephone conference call at 11:00 AM on this date. The line remained open while the phone system was monitored for ten minutes and the Applicant/ Tenant did not call into the hearing during this time.

The Landlord was present and ready to proceed. Since the Applicant did not attend the hearing by 11:10, I dismiss the Tenant's claims in their entirety 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: February 28, 2019

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Residential Tenancy Branch