



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MT CNR LRE MNDCT FFT

Introduction

This hearing was scheduled to convene at 9:30 a.m. this date by way of conference call concerning an application made by the tenant seeking the following relief:

- more time than prescribed to dispute a notice to end the tenancy;
- an order cancelling a notice to end the tenancy for unpaid rent or utilities;
- an order limiting or setting conditions on the landlords' right to enter the rental unit;
- a monetary order for money owed or compensation for damage or loss under the *Act*, regulation or tenancy agreement; and
- to recover the filing fee from the landlords for the cost of the application.

One of the landlords attended the hearing and represented the other landlord. However, the line remained open while the telephone system was monitored for in excess of 15 minutes and no one for the tenant joined the call.

Since the tenant has not joined the hearing, I dismiss the tenant's application in its entirety without leave to reapply.

The *Residential Tenancy Act* specifies that where I dismiss a tenant's application to cancel a notice to end a tenancy given by a landlord, I must grant an Order of Possession in favour of the landlords. The landlords have provided evidence that the landlords have been successful in obtaining an Order of Possession and evidence that a Court Bailiff executed a Writ of Possession on April 12, 2019. Therefore, I decline to issue an Order of Possession in this matter.

Conclusion

For the reasons set out above, the tenant's application is hereby dismissed in its 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: May 10, 2019

Residential Tenancy Branch