



# Dispute Resolution Services

Page: 1

Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Codes      CNL

### Introduction

On April 26, 2019, the Tenant submitted an Application for Dispute Resolution under the *Residential Tenancy Act* ("the Act") requesting the following relief:

- to cancel a 2 Month Notice to End Tenancy for Landlord Use of Property dated April 23, 2019.

This matter was set for hearing by telephone conference call at 9:30 AM on this date. The Landlord appeared at the hearing; however, the Tenant / Applicant did not.

The line remained open while the phone system was monitored for ten minutes and the Tenant did not call into the hearing during this time. Therefore, as the Tenant did not attend the hearing by 9:40 AM, I dismiss the Tenant's application without leave to reapply.

Under section 55 of the Act, when a Tenants application to cancel a Notice to end tenancy is dismissed and I am satisfied that the Notice to end tenancy complies with the requirements under section 52 regarding form and content, I must grant the Landlord an order of possession.

The Landlord testified that the Tenant moved out of the rental unit on May 22, 2019, prior to this hearing. The Landlord testified that she does not require an order of possession for the rental unit. An order of possession was not issued.

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: June 10, 2019

---

Residential Tenancy Branch