



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes: CNR, FF

### **Introduction:**

The Application for Dispute Resolution filed by the Tenant(s) seeks an order to cancel a 10 day Notice to End Tenancy dated May 9, 2019.

The tenant(s) failed to appear at the scheduled start of the hearing which was 11:00 a.m. on June 21, 2019. The landlord was present and ready to proceed. I left the teleconference hearing connection open and did not start the hearing until 10 minutes after the schedule start time in order to enable the tenant to call in. The tenant(s) failed to appear. I confirmed that the correct call-in numbers and participant code had been provided in the Notice of Hearing. I then proceeded with the hearing. The landlord was given a full opportunity to present affirmed testimony, to make submissions and to call witnesses.

The landlord testified the tenants vacated the rental unit on May 31, 2019.

I determined the landlord has established sufficient cause to end the tenancy. The tenants did not appear. The tenants failed to provide sufficient evidence to dispute the 10 day Notice to End Tenancy. The documentary materials uploaded by the tenant indicate that they had reached an agreement with the landlord in an earlier arbitration and that they would be vacating the rental unit at the end of May. The landlord testified she received an Order of Possession effective May 31, 2019 in that application.

I dismissed the tenants' application without leave to re-apply. As the tenants have vacated and the landlord has regained possession it is not necessary to issue an Order of Possession. This decision is final and binding on the parties.

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 21, 2019

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Residential Tenancy Branch