



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding FIRST UNITED CHURCH SOCIAL HOUSING
SOCIETY and [tenant name suppressed to protect privacy]

DECISION

Dispute Code CNC DRI

This hearing was convened as a result of the Tenant's Application for Dispute Resolution, made on April 23, 2019. The Tenant applied for the following relief, pursuant to the *Residential Tenancy Act* (the "*Act*"):

- an order cancelling a One Month Notice to End Tenancy for Cause; and
- an order relating to a disputing a rent increase.

This matter was set for hearing by telephone conference call at 9:30 A.M. on June 7, 2019. The line remained open while the phone system was monitored for ten minutes and the only participant who called into the hearing during this time was the Landlord's agent, M.C. Therefore, as the Tenant did not attend the hearing by 9:40 A.M, and the Landlord's agent appeared and was ready to proceed, I dismiss the claim without leave to reapply.

When a tenant's application to cancel a notice to end tenancy is dismissed and the notice complies with section 52 of the *Act*, section 55 of the *Act* requires that I grant an order of possession to a landlord. However, M.C. confirmed that an order of possession is not required. The Tenant has vacated the rental unit, which is undergoing extensive renovations due to damage caused by flooding.

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 7, 2019

Residential Tenancy Branch