



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## DECISION

Dispute Code          CNC

This hearing was convened as a result of the Tenants' Application for Dispute Resolution, made on June 18, 2019, and amended on June 26, 2019. The Tenants applied for an order cancelling a One Month Notice to End Tenancy for Cause, pursuant to the *Residential Tenancy Act*.

This matter was set for hearing by telephone conference call at 11:00 A.M. on August 13, 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. Therefore, as the Tenants did not attend the hearing by 11:10 A.M., and the Landlord appeared and was ready to proceed, I dismiss the claim without leave to reapply.

In addition, the Landlord testified that she previously obtained an order of possession and a monetary order for unpaid rent, which were issued on July 23, 2019. Copies of the adjudicator's decision and orders were submitted into evidence. The file number of the related claim is included above for ease of reference. The Landlord confirmed she is taking steps to enforce the orders. Accordingly, even if the Tenants attended to present evidence, I find the request to cancel the One Month Notice to End Tenancy for Cause is moot. The tenancy is already ending pursuant to the order of possession issued on July 23, 2019.

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: August 13, 2019

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Residential Tenancy Branch