



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding DEVON PROPERTIES LTD. and
[tenant name suppressed to protect privacy]

DECISION

Dispute Codes OLC, FF

Introduction

The tenants apply for a compliance order and possibly a monetary award alleging that noise from the apartment above is unreasonably disturbing them.

The applicant tenants did not attend the hearing within ten minutes after its scheduled start time at 9:30 a.m. on September 12, 2019. The teleconference hearing connection remained open during that time in order to enable the parties to call into the teleconference hearing. The call-in numbers and participant codes provided in the Notice of Hearing were confirmed as correct. The teleconference system audio console confirmed that the respondent's representative Mr. W. and this arbitrator were the only ones who had called into this teleconference during that period.

As a result, the application is dismissed. As the respondent attended and was ready to proceed, the application is dismissed without leave to re-apply.

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: September 12, 2019

Residential Tenancy Branch