



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC

This hearing was convened as a result of the Tenant's Application for Dispute Resolution, made on August 6, 2019. The Tenant applied for an order cancelling a One Month Notice to End Tenancy for Cause, dated July 29, 2019, pursuant to the *Residential Tenancy Act*. In addition, the Tenant submitted an Amendment to an Application for Dispute Resolution dated August 20, 2019, which purported to dispute a second notice to end tenancy for cause but a copy of the notice was not submitted.

This matter was set for hearing by telephone conference call at 9:30 A.M on October 11, 2019. The line remained open while the phone system was monitored for 12 minutes and the only participant who called into the hearing during this time was the Respondent. Therefore, as the Applicant did not attend the hearing by 9:42 A.M, and the Respondent appeared and was ready to proceed, I dismiss the claim without leave to reapply.

During the hearing, the Landlord advised the Tenant vacated the rental unit on September 15, 2019. Therefore, I find that an order of possession is not required by operation of section 55(1) of the *Residential Tenancy Act*.

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: October 11, 2019

Residential Tenancy Branch