



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

A matter regarding ATIRA MANAGEMENT COMPANY INC.
and [tenant name suppressed to protect privacy]

DECISION

Dispute Codes CNC

Introduction

In this dispute, the tenant sought to cancel a one month notice to end tenancy pursuant to section 47(4) of the *Residential Tenancy Act* (the “Act”). The tenant filed an application for dispute resolution on October 21, 2019 and a dispute resolution hearing (“hearing”) was scheduled for Monday, December 9, 2019.

Background and Evidence

Rule 7.1 of the *Rules of Procedure*, under the *Act*, requires that a hearing start at the scheduled time unless otherwise set by an arbitrator. Further, Rule 7.3 permits an arbitrator to conduct a hearing in the absence of any party, and they may make a decision or dismiss the application, with or without leave to re-apply.

The hearing commenced by way of teleconference at 9:30 AM on December 9, 2019. I dialed into the teleconference at 9:30 AM and monitored the teleconference line until shortly after 9:40 AM. Neither party dialed into the teleconference during this time. I confirmed that the correct call-in numbers and participant codes had been provided in the Notice of Dispute Resolution Proceeding.

Analysis and Conclusion

Based on the above, I find that the application has been abandoned.

I dismiss the tenant’s application with leave to reapply. However, this dismissal does not extend any applicable time limits under the *Act*. I have not made any findings of fact or law with respect to the tenant’s application.

This decision is made on authority delegated to me by the Director of the Residential Tenancy Branch under section 9.1(1) of the *Act*.

Dated: December 10, 2019

Residential Tenancy Branch