



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding M'akola Housing Society  
and [tenant name suppressed to protect privacy]

## **DECISION**

Dispute Codes      FFT MNDCT

Pursuant to section 58 of the *Residential Tenancy Act* (the “Act”), I was designated to hear an application regarding the above-noted tenancy. The tenant applied for:

- a monetary order for damage or compensation under the *Act* for the tenant.
- authorization to recover the filing fee for this application from the landlord pursuant to section 72 of the *Act*.

The landlord’s agent DP attended the hearing and was advised that the application would be dismissed as the tenant had not attended the hearing.

This matter was set for hearing by telephone conference call at 1:30 p.m. on February 06, 2020. The line remained open while the phone system was monitored for ten minutes, the tenant failed to call into the hearing. The Notice of Hearing was confirmed to provide the correct phone numbers and access codes to call into the conference call.

**Rule 7.3 of the Rules of Procedure** provides as follows:

**7.3 Consequences of not attending the hearing** – If a party or their agent fails to attend the hearing, the arbitrator may conduct the dispute resolution hearing in the absence of that party or dismiss the application with or without leave to reapply.

Accordingly, the applicant tenant did not attend the hearing by 1:40 p.m. and in the absence of any evidence or submissions, I can make no findings on the merits of the matter.

Conclusion

Based on the above, I dismiss this Application for Dispute Resolution, in its entirety, without leave to reapply.

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: February 07, 2020

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Residential Tenancy Branch