



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes CNC RP

Introduction

This hearing dealt with the tenant's application pursuant to the *Residential Tenancy Act* (the "Act") for:

- cancellation of the landlord's 1 Month Notice to End Tenancy for Cause pursuant to section 47;
- an order to the landlord to make repairs to the rental unit pursuant to section 32;

While the respondent attended the hearing by way of conference call, the applicant did not, although I waited until 11:10 a.m. in order to enable the applicant to connect with this teleconference hearing scheduled for 11:00 a.m. The applicant should have been aware of the hearing date, time and call in instructions as this dispute was initiated by the applicant and the applicant was required to serve a copy of the notice of hearing on the respondent.

Accordingly, in the absence of the applicant's participation in this hearing, I order the application dismissed without leave to reapply.

The landlord advised he obtained an order of possession through a previous application and the tenant vacated the rental unit on March 1, 2020.

Conclusion

The application is dismissed 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: March 31, 2020

Residential Tenancy Branch