



Dispute Resolution Services

Page: 1

Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes FFT, MNDCT, MNSD

Introduction

This hearing was convened by way of conference call in response to an Application for Dispute Resolution filed by the Tenant on November 29, 2019 (the “Application”). The Tenant applied as follows:

- For compensation for monetary loss or other money owed;
- For return of the security and/or pet damage deposit; and
- For reimbursement for the filing fee.

The Landlord appeared at the hearing. The Landlord provided her correct legal name which is reflected in the style of cause.

The Tenant did not appear at the hearing.

This hearing was set for 1:30 p.m. Around 1:33 p.m., I confirmed from the teleconference system that the Landlord and I were the only people who had called into this teleconference.

I waited 10 minutes to allow the Tenant to call into this teleconference. Around 1:38 p.m., I again confirmed from the teleconference system that the Landlord and I were the only people who had called into this teleconference. Around 1:39 p.m., I asked if anyone was on the line for the Tenant and nobody answered.

I confirmed with the Landlord that the Landlords received the hearing package and Tenant’s evidence for this matter.

I confirmed with the Landlord how she would like to receive the decision and ended the teleconference at 1:41 p.m. Nobody was on the line for the Tenant at this point.

Rules 7.1 and 7.3 of the Rules of Procedure state:

7.1 Commencement of the dispute resolution hearing

The dispute resolution hearing will commence at the scheduled time unless otherwise set by the arbitrator.

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 re-apply.

This hearing started at 1:30 p.m. The Landlord was on the line at 1:30 p.m. The Landlord had received the hearing package and Tenant's evidence and was present to address the issues before me. The Tenant did not appear at the hearing despite me waiting 10 minutes for the Tenant to appear.

Given the Tenant failed to attend the hearing and present evidence as to the basis for the Application, the Application is dismissed **without** leave to re-apply.

Conclusion

The Tenant failed to attend the hearing and present evidence as to the basis for the Application. 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: April 27, 2020

Residential Tenancy Branch