



Dispute Resolution Services

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Residential Tenancy Branch
Office of Housing and Construction Standards

DECISION

Dispute Codes MNDCT MNSD RPP FFT O

Introduction and Analysis

This hearing dealt with an Application for Dispute Resolution (application) by the tenant seeking remedy under the *Residential Tenancy Act* (the Act) for a monetary order in the amount of \$3,773.84 for money owed or compensation for damage or loss under the Act, regulation or tenancy agreement, for the return of their security deposit and/or pet damage deposit, for the return of personal property, to recover the cost of the filing fee and other unspecified relief.

The tenant was provided with a copy of the Notice of a Dispute Resolution Proceeding document dated March 6, 2020 (Notice of Hearing). The tenant however, did not attend the teleconference hearing set for this date, Friday May 1, 2020 at 11:00 a.m. Pacific Time. The phone line remained open for 12 minutes and was monitored throughout this time. The only persons to call into the hearing were the landlords GO and DO (landlords) who indicated that they were ready to proceed. I have confirmed that file records support that the tenant did not make any attempt to cancel the hearing prior to the hearing.

Following the ten-minute waiting period, the application of the tenant was **dismissed without leave to reapply** as the tenant failed to attend the hearing to present the merits of their application or at the very least cancel their scheduled hearing in advance of the hearing. This is pursuant to Rule 7.1 and 7.3 of the Residential Tenancy Branch (RTB) Rules of Procedure (Rules). The landlords did attend the hearing and were ready to proceed.

The spelling of the surname of the landlords was corrected pursuant to section 64(3)(c) of the Act.

Conclusion

The tenant's application is dismissed without leave to reapply.

This decision does not extend any applicable time limits under the Act.

This decision will be emailed to the parties as indicated on the tenant's application and confirmed with the landlords during the hearing.

This decision is final and binding on the parties, except as otherwise provided under the Act, and 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: May 1, 2020

Residential Tenancy Branch