



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

A matter regarding 1063263 BC Ltd.  
and [tenant name suppressed to protect privacy]

## **DECISION**

**Dispute Codes**      FFT, CNR, MNDCT, RR, PSF

### **Introduction**

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:

- Authorization to recover the filing fee from the landlord pursuant to section 72;
- Cancellation of a 10-Day Notice to End Tenancy for Unpaid Rent pursuant to section 46;
- A monetary award for damages or loss pursuant to section 67;
- Authorization to reduce rent pursuant to section 65; and
- An order that the landlord provide services or facilities agreed upon in the tenancy agreement pursuant to section 65

This matter was set for a reconvened hearing by telephone conference call at 11:00 am on June 15, 2020. The matter was reconvened from a hearing on May 14, 2020 when the parties requested an adjournment in furtherance of discussions seeking a resolution of all matters. The line remained open while the phone system was monitored for fifteen minutes and no participant called into the hearing during this time. The phone lines were confirmed to be functioning normally. The Notice of Reconvened 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, as neither the applicant nor the respondent attended the hearing by 11:15am and **in the absence of any evidence or submissions I order the application dismissed with leave to reapply.** I make no findings on the merits of the matter. The issuance of this decision does not extend any applicable deadlines under the Act.

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: June 16, 2020

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Residential Tenancy Branch