



# Dispute Resolution Services

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Residential Tenancy Branch  
Office of Housing and Construction Standards

## **DECISION**

Dispute Codes      MNSD, MNDCT

### Introduction

On March 7, 2020, the Tenant applied for a Dispute Resolution proceeding seeking a return of the security deposit pursuant to Section 38 of the *Residential Tenancy Act* (the “Act”) and seeking monetary compensation pursuant to Section 67 of the *Act*.

The Landlords attended the hearing; however, the Tenant did not appear during the 14-minute hearing.

### Background and Evidence

This hearing was scheduled to commence via teleconference at 1:30 PM on July 14, 2020.

Rule 7.1 of the Rules of Procedure stipulates that the hearing must commence at the scheduled time unless otherwise decided by the Arbitrator. The Arbitrator may conduct the hearing in the absence of a party and may make a Decision or dismiss the Application, with or without leave to re-apply.

I dialed into the teleconference at 1:30 PM and monitored the teleconference until 1:44 PM. Only the Respondents dialed into the teleconference during this time. I confirmed that the correct call-in numbers and participant codes had been provided in the Notice of Hearing. I confirmed during the hearing that the Applicant did not dial in and I also confirmed from the teleconference system that the only party who had called into this teleconference were the Landlords.

Analysis

As the Applicant did not attend the hearing by 1:44 PM, I find that the Application for Dispute Resolution has been abandoned. Therefore, I dismiss the Tenant's Application without leave to reapply.

Conclusion

The Tenant's Application for Dispute Resolution 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: July 14, 2020

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Residential Tenancy Branch